

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-623

Agenda No. 10.A

Approved: AUG 22 2012

TITLE:

**RESOLUTION AUTHORIZING THE INSERTION
OF SPECIAL ITEMS OF REVENUES AND
APPROPRIATIONS IN THE CY 2012
MUNICIPAL BUDGET, PURSUANT TO
N.J.S.A. 40A:4-87.**



COUNCIL
the following resolution:

offered and moved adoption of

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the municipal budget when such item has been made available after the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City, that the City requests the Director of the Division of Local Government Services to approve the insertion of the following items of revenue in the CY 2012 Municipal Budget:

	<u>FROM</u>	<u>TO</u>
UEZ Administration Budget	0	\$312,814.00
Safe & Secure Communities Program	0	\$ 37,531.00
Edward Byrne(JAG) Quality of Life	0	\$ 272,974.00
Senior Farmers Market Nutrition Program	0	\$ 1,000.00
CSBG	\$705,387	\$ 926,539.00

BE IT FURTHER RESOLVED that a like sum be approved to be appropriated in same budget:

	<u>FROM</u>	<u>TO</u>
UEZ Administration Budget	0	\$312,814.00
Safe & Secure Communities Program	0	\$ 37,531.00
Edward Byrne(JAG) Quality of Life	0	\$ 272,974.00
Senior Farmers Market Nutrition Program	0	\$ 1,000.00
CSBG	\$705,387	\$ 926,539.00

BE IT FURTHER RESOLVED that notification of these budget changes will be made to the Director of the Division of Local Government Services on forms as prescribed by the aforementioned authority.

APPROVED: [Signature] APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-624

Agenda No. 10.B

Approved: AUG 22 2012

TITLE:



**RESOLUTION AMENDING AND RESTATING
RESOLUTION NO. 12-589 OF THE CITY OF JERSEY
CITY, IN THE COUNTY OF HUDSON, NEW JERSEY
ADOPTED AUGUST 1, 2012, DETERMINING THE FORM
AND OTHER DETAILS OF GENERAL OBLIGATION
REFUNDING BONDS OF THE CITY, AND PROVIDING
FOR THE SALE AND THE DELIVERY OF SUCH
GENERAL OBLIGATION REFUNDING BONDS TO
POWELL CAPITAL MARKETS, INC. AS SENIOR
MANAGER AND STURDIVANT & CO., AS CO-MANAGER**

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section A. Resolution No. 12-589 of the City of Jersey City, in the County of Hudson, New Jersey (the "City") adopted August 1, 2012 (the "Prior Resolution"), is hereby amended and restated in its entirety to read as follows:

Section 1. (a) Qualified General Obligation Refunding Bonds, in an amount not exceeding \$28,000,000 which shall be issued in three separate series of bonds, consisting of Qualified General Improvement Refunding Bonds, Series 2012A (the "Series A Refunding Bonds"), Qualified Water Improvement Refunding Bonds, Series 2012B (the "Series B Refunding Bonds" and together with the Series A Refunding Bonds, the "Tax-Exempt Bonds") and Qualified General Improvement Refunding Bonds, Taxable Series 2012C (the "Taxable Bonds" and together with the Tax-Exempt Bonds, the "Refunding Bonds") of the City of Jersey City, in the County of Hudson, New Jersey (the "City") are hereby authorized to be issued and sold as "Refunding Bonds" (or sometimes referred to herein as the "Bonds").

(b) In order to effectuate the Refunding Plan (defined herein), the Mayor, the Business Administrator and the Chief Financial Officer, or any one of them shall determine the actual aggregate principal amount of the Refunding Bonds to be issued (including the principal amount of each of the Series A Refunding Bonds, the Series B Refunding Bonds and the Taxable Bonds); provided that such determination shall be consistent with the refunding bond ordinance finally adopted by the Municipal Council on March 14, 2012 and entitled, "REFUNDING BOND ORDINANCE OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF

TITLE:

VARIOUS SERIES OF CITY BONDS, APPROPRIATING AN AMOUNT NOT EXCEEDING \$28,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$28,000,000 GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF JERSEY CITY FOR FINANCING THE COST THEREOF" and be within the parameters set forth in Section 2 of this resolution. The signature of the Mayor or Business Administrator or Chief Financial Officer on the Purchase Contract (defined herein) authorized in Section 2 hereof shall constitute evidence of the approval of such actual principal amounts.

Section 2. The Refunding Bonds are hereby authorized to be sold to Powell Capital Markets, Inc., as Senior Manager and Sturdivant & Co., as Co-Manager (collectively, the "Underwriters") in accordance with a purchase contract to be entered into by and between the Underwriters and the City. The Mayor or the Business Administrator or the Chief Financial Officer are hereby authorized to execute and, on behalf of the City, negotiate a purchase contract substantially in the form attached hereto as Exhibit A (the "Purchase Contract") with the Underwriters in the form satisfactory to bond counsel and upon terms satisfactory to the Mayor or the Business Administrator or the Chief Financial Officer for the sale of the Refunding Bonds to the Underwriters in accordance with the provisions of this resolution, provided that (i) the sale of the Refunding Bonds results in a net present value savings to the City of at least 3% of the aggregate par amounts of the Refunded Bonds (hereinafter defined), (ii) the Underwriters' discount shall not exceed \$5.00 per bond, and (iii) the terms of the sale of the Refunding Bonds are otherwise in accordance with the terms provided in the approval of the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the "Local Finance Board") granted on March 14, 2012 and April 11, 2012 (collectively, the "Local Finance Board Approval"). The signature of the Mayor or the Business Administrator or the Chief Financial Officer on the Purchase Contract shall be conclusively presumed to evidence any necessary approvals.

Section 3. (a) The Refunding Bonds of each series shall be issued in the par amounts, consistent with the Local Finance Board Approval, determined by the Mayor or the Business Administrator or the Chief Financial Officer to be necessary to (collectively, the "Refunding Plan") pay costs of issuance and to provide a deposit to one or more escrow funds

TITLE:

that, when invested, will be sufficient to (i) refund a portion of the City's Qualified General Improvement Bonds, Series 2005A dated May 15, 2005, namely those bonds maturing on May 15 in the years 2016 through and including 2025 (the "2005 GI Refunded Bonds"), and to call for redemption the 2005 GI Refunded Bonds on May 15, 2015 or such other date determined by the Mayor or Chief Financial Officer (the "2005 GI Redemption Date") at the option of the City at a redemption price of 100% of the principal amount of such 2005 GI Refunded Bonds to be redeemed plus any unpaid accrued interest to the 2005 GI Redemption Date; (ii) refund a portion of the City's Qualified Water Improvement Bonds, Series 2005B dated May 15, 2005, namely those bonds maturing on May 15 in the years 2017 through and including 2020 (the "2005 Water Refunded Bonds"), and to call for redemption the 2005 Water Refunded Bonds on May 15, 2015 or such other date determined by the Mayor or Chief Financial Officer (the "2005 Water Redemption Date") at the option of the City at a redemption price of 100% of the principal amount of such 2005 Water Refunded Bonds to be redeemed plus any unpaid accrued interest to the 2005 Water Redemption Date; (iii) refund a portion of the City's Qualified Water Improvement Bonds, Series 2003, dated March 1, 2003, namely those bonds maturing on March 1 in the years 2017 through and including 2024 (the "2003 Water Refunded Bonds") and to call for redemption the 2003 Water Refunded Bonds on March 1, 2013 or such other date determined by the Mayor or Chief Financial Officer (the "2003 Water Redemption Date") at the option of the City at a redemption price of 100% of the principal amount of such 2003 Water Refunded Bonds to be redeemed plus any unpaid accrued interest to the 2003 Water Redemption Date; and (iv) refund a portion of the City's Qualified General Improvement Bonds, Taxable Series 2003C, dated September 1, 2003, namely those bonds maturing on September 1 in the years 2013, 2014, 2026 and 2033 (the "Taxable 2003 GI Refunded Bonds" and together with the 2005 GI Refunded Bonds, the 2005 Water Refunded Bonds and the 2003 Water Refunded Bonds, the "Refunded Bonds"), and to call for redemption the Taxable 2003 GI Refunded Bonds on October 19, 2012 or such other date determined by the Mayor or Chief Financial Officer (the "Taxable 2003 GI Redemption Date") at the option of the City at a redemption price of 101% of the principal amount of such Taxable 2003 GI Refunded Bonds to be redeemed plus any unpaid accrued

TITLE:

interest to the Taxable 2003 GI Redemption Date. The Bonds of each series shall mature on September 1 of each year, as provided in paragraph (f) below.

(b) The Refunding Bonds shall bear interest at rates agreed to by the Mayor or Chief Financial Officer as provided in the Purchase Contract, such rates to be set to assure that the City achieves at least a 3% net present value debt service savings measured against the Refunded Bonds.

(c) The Refunding Bonds may be subject to redemption prior to their stated maturities as determined by the Mayor or Chief Financial Officer as part of the sale and as shall be set forth in the Purchase Contract.

(d) The Bonds shall be dated their date of delivery or such other later date consistent with the date of sale and shall bear interest at the rates per annum as the Mayor or Chief Financial Officer shall determine.

(e) The Refunding Bonds shall be numbered and have such prefix or prefixes as determined necessary by the Mayor or Chief Financial Officer and be sold and issued with such serial maturities or with such term bond maturities payable from mandatory sinking fund payments made by the City as determined in the Purchase Contract.

(f) The Refunding Bonds shall mature on September 1 within a year of the date of sale and thereafter in the principal amounts as may be determined by the Mayor or Chief Financial Officer and shall bear interest payable semiannually on March 1 and September 1 in each year until maturity commencing March 1, 2013 (or such other dates as shall be determined by the Mayor or Chief Financial Officer and set forth in the Purchase Contract), at the rates per annum as may be determined by the Mayor or Chief Financial Officer and as set forth in the Purchase Contract.

(g) The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of each series of Refunding Bonds maturing in each year. Both principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with The Depository

TITLE:

Trust Company. The Securities Depository will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Refunding Bonds on behalf of individual purchasers. Individual purchases may be made in denominations of \$5,000 each or any integral multiple of \$1,000 in excess thereof through book-entries made on the books and the records of the Securities Depository. The principal of and the interest on the Refunding Bonds will be paid to the Securities Depository by the City on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of the Securities Depository as listed on the records of the Securities Depository as may be determined by the Mayor or Chief Financial Officer (the "Record Dates" for the Refunding Bonds). The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the City Clerk.

(h) The following matters are hereby determined with respect to the Refunding Bonds:

Designations:	Qualified General Improvement Refunding Bonds, Series 2012A, Qualified Water Improvement Refunding Bonds, Series 2012B and Qualified General Improvement Refunding Bonds, Taxable Series 2012C
Date of Bonds:	Date of Delivery
Principal Payment Date:	September 1 of each year, as determined by the Mayor or the Chief Financial Officer
Interest Payment Dates:	Each March 1 and September 1, commencing March 1, 2013
Redemption	The Refunding Bonds shall be subject to redemption prior to their stated maturities as determined by the Mayor or the Chief Financial Officer as provided in the Purchase Contract
Place of Payment:	Cede & Company, New York, New York
Paying Agent:	Manufacturers and Traders Trust Company, Jersey City, New Jersey and Buffalo, New York

Section 4. The Refunding Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the City to market the

City Clerk File No. Res. 12-624Agenda No. 10.B AUG 22 2012

TITLE:

Refunding Bonds:

REGISTERED
NUMBER A- _____REGISTERED
\$ _____UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF HUDSON

CITY OF JERSEY CITY

B. QUALIFIED [GENERAL IMPROVEMENT] [WATER IMPROVEMENT] [GENERAL IMPROVEMENT TAXABLE] REFUNDING BOND, SERIES 2012__

DATE OF ORIGINAL ISSUE:	MATURITY DATE:	RATE OF INTEREST PER ANNUM:	CUSIP:
_____, 2012	September 1, 20__	_____%	_____

CITY OF JERSEY CITY, in the County of Hudson, New Jersey (the "City") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the Maturity Date specified above, the principal sum of _____ DOLLARS (\$ _____), and to pay interest on such sum from the Date of Original Issue of this bond until it matures at the Rate of Interest Per Annum specified above semiannually on the 1st days of March and September in each year until maturity, commencing on March 1, 2013. Interest on this bond will be paid to the Securities Depository by the City's paying agent, _____, New Jersey, or its successor (the "Paying Agent") and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the 15th days of February and August next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the City will be paid to the Securities Depository by the Paying Agent and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, a bond ordinance of the City finally adopted on March 14, 2012, entitled "REFUNDING BOND ORDINANCE OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF VARIOUS SERIES OF CITY BONDS, APPROPRIATING AN AMOUNT NOT EXCEEDING \$28,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$28,000,000 GENERAL IMPROVEMENT REFUNDING BONDS OF THE CITY OF JERSEY CITY FOR FINANCING THE COST THEREOF", and a resolution of the City adopted on _____, 2012, entitled "RESOLUTION AMENDING RESOLUTION NO. 12-589 OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY ADOPTED AUGUST 1, 2012, DETERMINING THE FORM AND OTHER DETAILS OF GENERAL OBLIGATION REFUNDING BONDS OF THE CITY, AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH GENERAL OBLIGATION REFUNDING

TITLE:

BONDS TO POWELL CAPITAL MARKETS, INC.", in all respects duly approved and published as required by law (the "Authorization Proceedings").

This bond is entitled to the benefits of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.

[The Bonds maturing on or after September 1, 20__ are subject to redemption prior to maturity at the option of the City, as a whole at any time or in part from time to time on or after September 1, 20__, in such order of maturity as directed by the City, at a redemption price equal to one hundred percent (100%) of the principal amount being redeemed plus accrued interest thereon to the date fixed for redemption.

Any Bond subject to redemption as aforesaid may be called in part, provided that the portion not called for redemption shall be in the principal amount of \$5,000 or any integral multiple of \$1,000 in excess thereof. If less than all of the Bonds of a particular maturity are to be redeemed, Bonds of that maturity shall be selected by the Chief Financial Officer (or by the Paying Agent) by lot.

When any Bonds are to be redeemed, the Chief Financial Officer (or the Paying Agent) shall give notice of the redemption of the Bonds by mailing such notice, by first class mail in a sealed envelope postage prepaid, to the registered owners of any Bonds or portions thereof which are to be redeemed, at their respective addresses as they last appear on the registration books of the City. Such mailing shall not be a condition precedent to such redemption, and failure to so mail or to receive any such notice to any of such registered owners shall not affect the validity of the proceedings for the redemption of the Bonds. Notice of redemption having been given as aforesaid, the Bonds, or portions thereof so to be redeemed, shall, on the date fixed for redemption, become due and payable at the redemption price specified therein plus accrued interest to the redemption date and, upon presentation and surrender thereof at the place specified in such notice, such Bonds, or portions thereof, shall be paid at the redemption price, plus accrued interest to the redemption date. On and after the redemption date (unless the City shall default in the payment of the redemption price and accrued interest), such Bonds shall no longer be considered as outstanding.

During any period in which The Depository Trust Company (or any successor thereto) shall act as securities depository for the Bonds, the notices referred to above shall be given only to such depository and not to the beneficial owners of the Bonds. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings.]

The full faith and credit of the City are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the City, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the CITY OF JERSEY CITY has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of the Clerk of the City, and this bond to be dated the Date of Original Issue as specified above.

CITY OF JERSEY CITY, IN THE
COUNTY OF HUDSON, NEW JERSEY

TITLE:

By: _____ (Facsimile)
Mayor

ATTEST:

By: _____
ClerkBy: _____ (Facsimile)
Chief Financial Officer

Section 5. In each of the Series A Refunding Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds:

A. RA-__.

B. A

Section 6. In each of the Series B Refunding Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds:

A. RB-__.

B. B

Section 7. In each of the Taxable Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds:

A. RC-__.

B. C

Section 8. The law firm of GluckWalrath LLP is authorized to arrange for the printing of the Refunding Bonds. The proper officials of the City are hereby authorized and directed to execute the Refunding Bonds and to deliver them to or upon the order of the Underwriters upon receipt of payment therefor.

Section 9. By purchasing the Refunding Bonds pursuant to the Purchase Contract, the Underwriters shall agree to the following:

(a) Payment shall be in immediately available funds.

(b) The Underwriters shall inform the City in writing of the yield at which a substantial amount of the Bonds are sold to the public, such amount being sufficient to satisfy the requirements of bond counsel.

Section 10. The City hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the "Code") in order

TITLE:

to preserve the exemption from taxation of interest on the Tax-Exempt Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Tax-Exempt Bonds, and that it will refrain from taking any action that would adversely affect the tax exemption of the Tax-Exempt Bonds under the Code. .

Section 11. The distribution by the City of a Preliminary Official Statement, in substantially the form attached hereto as Exhibit B (the "Preliminary Official Statement"), is hereby authorized and/or ratified, and the use of the information contained therein concerning the City in connection with the sale of the Refunding Bonds is hereby approved and authorized. The Mayor or the Business Administrator or the Chief Financial Officer of the City is hereby authorized and directed to execute and deliver to the Underwriters a final Official Statement with such changes from the Preliminary Official Statement as counsel may advise and the officer executing the same may approve, such approval to be evidenced by such officer's execution thereof. The Mayor or the Business Administrator or the Chief Financial Officer is hereby authorized to deem the Preliminary Official Statement final for purposes of Rule 15c2-12 of the Securities and Exchange Commission.

Section 12. The Mayor or Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Refunding Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 13. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Refunding Bonds or is removed by the City and if no successor Securities Depository is appointed, the Refunding Bonds which were previously issued in book-entry form shall be converted to Registered Bonds (the "Registered Bonds") in denominations of \$5,000 each or any integral multiple of \$1,000 in excess thereof. The beneficial owner under the book-entry system, upon registration of the Refunding Bonds held in the beneficial owner's name, will become the registered owner of such Registered Bonds. The City shall be obligated to provide for the execution and delivery of the Registered Bonds in certificate form.

TITLE:

Section 14. A Continuing Disclosure Certificate in substantially the form attached hereto as Exhibit C is hereby approved, and the Mayor or Chief Financial Officer is hereby authorized and directed to execute and deliver a Continuing Disclosure Certificate on behalf of the City in substantially such form, with such insertions and changes therein as the Mayor or Chief Financial Officer may approve, such approval to be evidenced by his execution thereof.

Section 15. (a) Manufacturers and Traders Trust Company, Jersey City, New Jersey, is hereby appointed to serve as paying agent for the Refunding Bonds (the "Paying Agent"). The City hereby approves the preparation and execution of one or more agency agreements by and between the City and the Paying Agent. The Mayor or Chief Financial Officer is hereby authorized and directed to execute and deliver the Agency Agreement on behalf of the City in substantially such form, with such insertions and changes therein as the Mayor or Chief Financial Officer may approve, such approval to be evidenced by his or her execution thereof.

Section 16. Manufacturers and Traders Trust Company, Jersey City, New Jersey, is hereby appointed to serve as escrow agent for the Refunded Bonds (the "Escrow Agent").

Section 17. To effectuate the Refunding Plan, the City hereby approves the preparation and the execution of one or more escrow agreements by and between the City and the Escrow Agent, said escrow agreement to be in substantially the form attached hereto as Exhibit D (the "Escrow Agreement"), which is hereby approved, and the Mayor or Chief Financial Officer is hereby authorized and directed to execute and deliver the Escrow Agreement on behalf of the City in substantially such form, with such insertions and changes therein as the Mayor or Chief Financial Officer may approve, such approval to be evidenced by his or her execution thereof. The Escrow Agreement shall also provide for the payment of costs of issuance of the Refunding Bonds. The Mayor or Chief Financial Officer is hereby authorized to direct the Escrow Agent to pay the costs incurred in connection with the sale and the issuance of the Refunding Bonds from the proceeds derived from the sale of the Refunding Bonds in accordance with the terms of a certificate of the Mayor or Chief Financial Officer to be executed upon delivery of the Refunding Bonds. NW Financial Group, LLC, Hoboken, New Jersey, is hereby authorized on behalf of the City to apply for United States Treasury Securities - State and

TITLE:

Local Government Series and is appointed as bidding agent of the City to the extent open market securities are purchased for the escrow funds for the Refunded Bonds, all in accordance with the Escrow Deposit Agreement. The Underwriters, the City's Financial Advisor and the Escrow Agent are each authorized to submit applications for such investments.

Section 18. Donohue, Gironda & Doria, Bayonne, New Jersey, is hereby appointed to serve as Verification Agent (the "Verification Agent") who shall verify the mathematical computations performed initially by the Underwriters and related to the Refunding Bonds, the Refunded Bonds and the investment of certain funds in accordance with the terms of the Escrow Agreement.

Section 19. The Bonds shall be issued as "qualified bonds" under, and shall be entitled to the benefits of, the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq., and the City shall comply in all respects with the resolution(s) of the Local Finance Board adopted on March 14, 2012 and April 11, 2012 in connection therewith. The City hereby acknowledges and recognizes that the provisos as contained in said Local Finance Board resolution shall constitute binding obligations upon all officials of the City. The Chief Financial Officer of the City is hereby authorized and directed to certify to the State Treasurer the name and address of the Paying Agent, the maturity schedules, the interest rate(s) and the dates of payment of debt service on the Bonds within 10 days after the issuance of the Bonds.

Section 20. The Mayor and/or the Chief Financial Officer are hereby authorized and directed to take all actions necessary and appropriate to procure bond insurance in respect of the Refunding Bonds, provided that the cost of said bond insurance does not exceed \$250,000. Such officers are further authorized and directed to execute all documents and certificates as may be necessary in connection with the purchase of such bond insurance.

Section 21. The Mayor and/or the Chief Financial Officer and other appropriate representatives of the City are hereby authorized to take all steps necessary to provide for the issuance of the Refunding Bonds and the refunding of the Refunded Bonds, including preparing and executing such agreements and documents on behalf of the City and taking all steps necessary or desirable to implement the terms of this resolution, such agreements and documents as may be necessary and appropriate and the transactions contemplated thereby.

Section B. This resolution amends and restates the Prior Resolution. Any

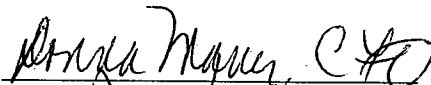
City Clerk File No. Res. 12-624Agenda No. 10.B AUG 22 2012

TITLE:

inconsistencies shall be resolved by reference to this resolution. To the extent the Prior Resolution is inconsistent herewith or contradictory hereto, the Prior Resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section C. This resolution shall take effect immediately.

APPROVED: _____



APPROVED AS TO LEGAL FORM

APPROVED: _____



Business Administrator



Corporation Counsel

Certification Required ☐Not Required ☐

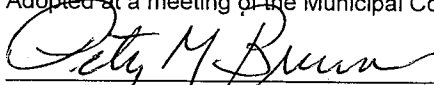
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		


✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.



Peter M. Brennan, President of Council



Robert Byrne, City Clerk

EXHIBIT A

Form of Purchase Contract

EXHIBIT B

Form of Preliminary Official Statement

EXHIBIT C

Form of Continuing Disclosure Certificate

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the "Disclosure Certificate") is executed and delivered by the City of Jersey City, in the County of Hudson, New Jersey (the "Issuer") in connection with the issuance by the Issuer of its \$_____ Qualified General Improvement Refunding Bonds, Series 2012A (the "Series A Refunding Bonds"), \$_____ Qualified Water Improvement Refunding Bonds, Series 2012B (the "Series B Refunding Bonds") and \$_____ Qualified General Improvement Refunding Bonds, Taxable Series 2012C (the "Taxable Bonds", and together with the Series A Refunding Bonds, and the Series B Refunding Bonds, the "Bonds"). The Bonds are being issued pursuant to a refunding bond ordinance (the "Ordinance") duly adopted by the Municipal Council on March 14, 2012 and a resolution duly adopted by the Municipal Council on _____, 2012 (the "Resolution"). The Issuer covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the Issuer for the benefit of the Bondholders and Beneficial Owners of the Bonds and in order to assist the Participating Underwriter in complying with the provisions of Rule 15c2-12(b)(5) promulgated by the Securities and Exchange Commission ("SEC") under the Securities Exchange Act of 1934, as the same may be amended from time to time ("Exchange Act").

SECTION 2. Definitions. In addition to the definitions set forth in the Resolution, which apply to any capitalized term used in this Disclosure Certificate unless otherwise defined in this Section, the following capitalized terms shall have the following meanings:

"Beneficial Owner" shall mean any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bonds for federal income tax purposes.

"Bondholder" shall mean any person who is the registered owner of any Bond, including holders of beneficial interests in the Bonds.

"Continuing Disclosure Information" shall mean: (i) any notice required to be filed with the MSRB pursuant to Section 4 hereof; and (ii) any notice of an event required to be filed with the MSRB pursuant to Section 3(c) hereof.

"Dissemination Agent" shall mean the Issuer, or any successor Dissemination Agent designated in writing by the Issuer and which has filed with the Issuer a written acceptance of such designation.

"EMMA" shall mean the Electronic Municipal Market Access System ("EMMA"), an internet based filing system created and maintained by the MSRB in accordance with the SEC Release, pursuant to which issuers of tax-exempt bonds, including the Bonds, and other filers on behalf of the such issuers shall upload Continuing Disclosure Information to assist underwriters in complying with the Rule and to provide the general public with access to such Continuing Disclosure Information.

"Listed Events" shall mean any of the events listed in Section 3(a) of this Disclosure Certificate.

"MSRB" shall mean the Municipal Securities Rulemaking Board established pursuant to Section 15B(b)(1) of the Exchange Act.

"Participating Underwriter" shall mean any of the original underwriters of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"Rule" shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange Commission under the Exchange Act.

"State" shall mean the State of New Jersey.

SECTION 3. Provision of Annual Reports.

(a) The Issuer shall, or shall cause the Dissemination Agent to, not later than nine (9) months after the end of its fiscal year, commencing with the report for the fiscal year ending December 30, 2012, provide to the MSRB an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the Issuer may be submitted separately from the balance of the Annual Report and later than the date required above for the filing of the Annual Report if they are not available by that date. If the Issuer's fiscal year changes, it shall give notice of such change in the same manner as for a Listed Event under Section 5(c). Any and all items that must be included in the Annual Report may be incorporated by reference from other information that is available to the public on EMMA, or that has been filed with the SEC.

(b) Not later than fifteen (15) Business Days prior to the date specified in subsection (a) for making available or providing the Annual Report, the Issuer shall provide the Annual Report to the Dissemination Agent (if other than the Issuer). If the Issuer is unable to provide to the MSRB an Annual Report by the date required in subsection (a), the Issuer shall send a notice to the MSRB in substantially the form attached as Exhibit A.

(c) The Dissemination Agent shall:

(i) determine each year prior to the date for making available or providing the Annual Report the name and address of each repository, if any; and

(ii) if applicable, if the Dissemination Agent is other than the Issuer, file a report with the Issuer certifying that the Annual Report has been provided pursuant to this Disclosure Certificate, stating the date it was provided and listing all the Repositories to which it was provided.

SECTION 4. Content of Annual Reports. The Issuer's Annual Report shall contain or include by reference the following:

1. The audited financial statements of the Issuer for the prior fiscal year, prepared in accordance with generally accepted accounting standards (GAAS) as from time to time in effect, and as prescribed by the Division of Local Government Services in the Department of Community Affairs of the State pursuant to Chapter 5 of Title 40A of the New Jersey Statutes. If the Issuer's audited financial statements are not available by the time the Annual Report is required to be filed pursuant to Section 3(a), the Annual Report shall contain unaudited financial statements and the audited financial statements shall be filed in the same manner as the Annual Report when they become available.

2. The financial information and operating data set forth in the Official Statement (including Appendix A thereto) dated _____, 2012, prepared in connection with the sale of the Bonds under the following captions under the headings: "RECENT FINANCIAL RESULTS AND FINANCIAL OUTLOOK", "SECURITY FOR THE BONDS", "CITY INDEBTEDNESS AND DEBT LIMITS – Debt Statements" (excluding the first five paragraphs thereunder), "CITY INDEBTEDNESS AND DEBT LIMITS – Other City-Related Obligations", "CITY INDEBTEDNESS AND DEBT LIMITS – Municipal Qualified Bond Act" (excluding the first six paragraphs thereunder), "CITY INDEBTEDNESS AND DEBT LIMITS – School Qualified Bond Act" (excluding the first six paragraphs thereunder), "CITY FINANCIAL INFORMATION – Current Fund—Revenues and Expenditures", "CITY REVENUES – Real Estate Tax" (table captioned "Analysis of Tax Rates and Percent Distribution Rate Per \$1,000 Assessed Valuation" only), "CITY REVENUES – Equalization Rate, Tax Revaluation and Tax Collection Rates" (excluding the first paragraph thereof), "CITY REVENUES – Tax-Exempt Properties", "CITY REVENUES – Properties in Tax Abatement" (excluding the first three paragraphs thereunder), "CITY REVENUES – Margin Against Delinquent Taxes", "CITY REVENUES – (table captioned "State Aid to Jersey City" only), "CITY EXPENDITURES", "PENSION FINANCING – City Plans" (table captioned "City Contribution to Employee Pensions" only) and "LITIGATION – Pending Litigation" (table describing amounts in judgments and settlements only)".

SECTION 5. Reporting of Significant Events.

(a) Pursuant to the provisions of this Section 3, the Issuer shall give, or cause to be given, notice of the occurrence of any of the following events with respect to the Bonds:

1. principal and interest payment delinquencies;
2. non-payment related defaults, if material;
3. unscheduled draws on the debt service reserves reflecting financial difficulties;
4. unscheduled draws on the credit enhancements reflecting financial difficulties;
5. substitution of the credit or liquidity providers or their failure to perform;
6. adverse tax opinions, the issuance by the Internal Revenue Service

of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax-exempt status of the Bonds;

7. modifications to rights of Bondholders, if material;
8. Bond calls, if material, and tender offers;
9. defeasances;
10. release, substitution or sale of property securing repayment of the Bonds, if material;
11. rating changes;
12. bankruptcy, insolvency, receivership or similar events of the Issuer, which shall be considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the Issuer in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the Issuer, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the Issuer;
13. the consummation of a merger, consolidation, or acquisition involving the Issuer or the sale of all or substantially all of the assets of the Issuer, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and
14. appointment of a successor or additional trustee or the change of name of a trustee, if material.

(b) Whenever the Issuer obtains knowledge of the occurrence of a Listed Event described in subsection (a) for which the disclosure obligation is dependent upon materiality, the Issuer shall as soon as possible determine if such event would be material under applicable federal securities laws.

(c) If disclosure of a Listed Event is required, the Issuer shall in a timely manner not in excess of ten business days after the occurrence of the event, file a notice of such

occurrence with the MSRB in an electronic format as prescribed by the MSRB. All documents provided to the MSRB shall be accompanied by identifying information as prescribed by the MSRB.

SECTION 6. Termination of Reporting Obligation. The Issuer's obligations under this Disclosure Certificate shall terminate upon the legal defeasance, prior redemption or payment in full of all of the Bonds. If such termination occurs prior to the final maturity of the Bonds, the Issuer shall give notice of such termination in the same manner as for a Listed Event under Section 3(c).

SECTION 7. Dissemination Agent. The Issuer may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Dissemination Agent, with or without appointing a successor Dissemination Agent. The Dissemination Agent shall not be responsible in any manner for the content of any notice or report prepared by the Issuer pursuant to this Disclosure Certificate. The initial Dissemination Agent shall be the Issuer.

SECTION 8. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the Issuer may amend this Disclosure Certificate, and any provision of this Disclosure Certificate may be waived, provided that the following conditions are satisfied:

(a) If the amendment or waiver relates to the provisions of Section 3, it may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of an obligated person with respect to the Bonds, or the type of business conducted;

(b) The undertaking, as amended or taking into account such waiver, would, in the opinion of nationally recognized bond counsel, have complied with the requirements of the Rule at the time of the original issuance of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and

(c) The amendment or waiver does not, in the opinion of nationally recognized bond counsel, materially impair the interests of the Bondholders or Beneficial Owners of the Bonds.

In the event of any amendment or waiver of a provision of this Disclosure Certificate, the Issuer shall describe such amendment in the same manner as for a Listed Event under Section 3(a), and shall include a narrative explanation of the reason for the amendment or waiver.

SECTION 9. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the Issuer from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the Issuer chooses to include any information in any notice of occurrence of a Listed Event in addition to that which is specifically required by this Disclosure Certificate, the Issuer shall have no obligation under this Certificate to update such information or include it in any future notice of occurrence of a Listed Event.

SECTION 10. Default. In the event of a failure of the Issuer to comply with any provision of this Disclosure Certificate, any Bondholder or Beneficial Owner of the Bonds may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the Issuer to comply with its obligations under this Disclosure Certificate. A default under this Disclosure Certificate shall not be deemed an Event of Default on the Bonds, and the sole remedy under this Disclosure Certificate in the event of any failure of the Issuer to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 11. Duties, Immunities and Liabilities of Dissemination Agent. The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Certificate, and the Issuer agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against any loss, expense and liabilities which it may incur arising out of or in the exercise or performance of its powers and duties hereunder, including the costs and expenses (including attorneys fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's gross negligence or willful misconduct. The obligations of the Issuer under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the Issuer, the Dissemination Agent, the Participating Underwriters and the Bondholders and Beneficial Owners from time to time of the Bonds, and shall create no rights in any other person or entity.

Date: _____, 2012

CITY OF JERSEY CITY, IN THE COUNTY OF
HUDSON, NEW JERSEY

By: _____
Donna Mauer, Chief Financial Officer

EXHIBIT A

NOTICE OF FAILURE TO FILE ANNUAL REPORT

Name of Issuer: City of Jersey City, in the County of Hudson, New Jersey

Name of Bond Issue: \$_____ principal amount of Qualified General Improvement Refunding Bonds, Series 2012A, \$_____ principal amount of Qualified Water Improvement Refunding Bonds, Series 2012B and \$_____ principal amount of Qualified General Improvement Refunding Bonds, Taxable Series 2012C

Date of Issuance: _____, 2012

NOTICE IS HEREBY GIVEN that the Issuer has not provided an Annual Report with respect to the above-named Bonds as required by Section 3(a) of the Continuing Disclosure Certificate dated _____, 2012. The Issuer anticipates that the Annual Report will be filed by _____, 20__.

Dated: _____, 20__

CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY

By: _____
Name
Title:

EXHIBIT D

Form of Escrow Deposit Agreement

CERTIFICATE

I, Clerk of the City of Jersey City, in the County of Hudson, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the City duly called and held on August 22, 2012 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this ____ day of _____, 2012.

[SEAL]

City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-625

Agenda No. 10.C

Approved: AUG 22 2012

TITLE:



RESOLUTION (1) INTRODUCING AND APPROVING THE 2012 BUDGET OF THE MCGINLEY SQUARE SPECIAL IMPROVEMENT DISTRICT; (2) DIRECTING THE CITY CLERK TO PUBLICLY ADVERTISE THE BUDGET AND SCHEDULE A PUBLIC HEARING; AND (3) DIRECTING THE TAX ASSESSOR TO PREPARE AN ASSESSMENT ROLL OF PROPERTIES WITHIN THE DISTRICT BASED UPON THE BUDGET

COUNCIL

offered and moved adoption of the following Resolution:

WHEREAS, pursuant to N.J.S.A. 40:56-71 et seq., and by the adoption of **Ordinance 92-022** the City of Jersey City established the McGinley Square Special Improvement District (MSSID) to be operated by the McGinley Square Special Improvement District Management Corporation; and

WHEREAS, under N.J.S.A. 40:56-80, the District Management Corporation must prepare an annual budget that includes an estimate of the annual costs of operating the district including:

- (1) the costs charged against municipal funds for general street maintenance;
- (2) the costs charged against properties within the District in proportion to the benefits conferred by the annual improvements;
- (3) costs, if any, to be assessed against properties in the District; and

WHEREAS, upon receipt of the budget, the Municipal Council is required to consider the budget, approve the budget, schedule a public hearing and adopt the budget with such amendments as the governing body considers necessary; and

WHEREAS, upon approval of the budget the Tax Assessor is required to prepare an assessment roll listing the properties to the specially assessed in accordance with the budget and calculate the amount of the assessment to be charged to each property; and

WHEREAS, the District Management Corporation of McGinley Square Special Improvement District has submitted its 2012-2013 fiscal year budget, July 1, 2012 – June 30, 2013 to the Council, a copy of which is attached hereto as Exhibit A; and

NOW, THEREFORE BE IT RESOLVED, with a majority of the full membership of the Council concurring that:

1. The 2012-2013 fiscal year budget, July 1, 2012 – June 30, 2013 of the McGinley Square Special Improvement District, attached hereto as Exhibit A, was approved by the McGinley Square Special Improvement District at its July 21, 2012 meeting;
2. The budget as submitted to the City is hereby retroactively introduced and approved, subject to a public hearing prior to adoption.
3. The Tax Assessor is directed to do the following:

City Clerk File No. Res. 12-625Agenda No. 10.C AUG 22 2012

TITLE:

- (a) prepare an assessment roll specifying the amounts specifically assessed against each benefitted and assessable property in the District in proportion to the benefit conferred, based upon the approved budget in accordance with the procedures prescribed in N.J.S.A.40:56-80(c). Such assessment roll shall include a description of each property and the names of the owners; and
- (b) file the assessment roll in the Office of the City Clerk to be available for public inspection.
4. The City Clerk is directed to do the following:
- (a) schedule a public hearing on the budget and the amount of the assessments not less than 28 days from the date of this Resolution;
- (b) at least 10 days prior to the date of the hearing public (i) a notice setting the time and place of the public hearing on the budget and amounts of the special assessments; and (ii) a copy of the entire budget in a newspaper of general circulation;
- (c) at least 10 days prior to the date the notice is published, send a copy of the notice of public hearing to the named owners of each property proposed to be assessed; and
- (d) at least 10 days before the date of the scheduled hearing
- (i) post a complete copy of the approved budget in City Hall in the customary location for posting public notices;
- (ii) post a complete copy of the assessment roll in City Hall in the customary location for posting public notices; and
- (iii) make available a copy of the budget to any person requesting it up to and including the date of the public hearing.
5. Upon approval of the assessment roll with any changes approved by the Council, the City Clerk shall immediately certify a copy of the assessment roll to the County Tax Board to be effective as of July 1, 2012.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

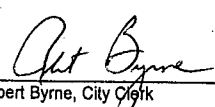
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

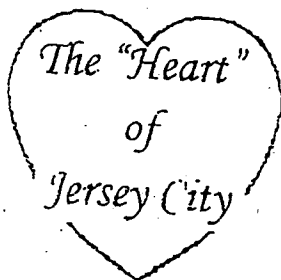
✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


 Peter M. Brennan, President of Council


 Robert Byrne, City Clerk



The McGinley Square

PARTNERSHIP

761 Montgomery Street - Jersey City, NJ 07306 - (201) 200-9600/200-9636 (Fax)
www.mcginleysquare-jerseycity.com

2012-2013 BUDGET RESOLUTION

It is hereby resolved that the McGinley Square Special Improvement District Management Corporation, at its Annual Membership Meeting on July 26, 2012, held at the corporate office, unanimously approved for adoption by City Council of Jersey City, the 7-1-12 to 6-30-13 McGinley Square Special Improvement District Management Corporation budget in the total amount of \$137,185.00, of which \$50,000.00 will be new 2012-13 funds from the Jersey City UEZ and \$7,349.00 in 2011-12 carryover funds from the Jersey City UEZ.


The budget was previously approved for recommendation to the membership by the McGinley Square Special Improvement District Management Corporation Board of Directors at its meeting on July 12, 2012, in accordance with the corporate bylaws.

A quorum for the 2012 McGinley Square Special Improvement District Management Corporation Annual Membership Meeting was recorded in accordance with the corporate bylaws.

We certify that the Resolution accurately reflects the proceedings of the 2012 Annual Membership Meeting of the McGinley Square Special Improvement District Management Corporation.



ROGER HEJAZI,
PRESIDENT



CHRISTINE BARRESI,
EXECUTIVE DIRECTOR

McGINLEY SQUARE 2012-13 BUDGET-approved by membership 7/26/12

	REVENUES		SID Tax + Misc	NOTES
	Total Budget	New 2011-12 UEZ		
Cash on Hand	7,349.00		7,349.00	bank balance as of 7/31/12
12-13 SID taxes	72,336.00		72,336.00	same as 2012
12-13 UEZ Funds	50,000.00	50,000.00		same as 2012
Festival, Heartbeat, CCEF	7,500.00		7,500.00	Festival Sponsors-\$4K; Heartbeat Ads-\$2750;
TOTAL REVENUE	137,185.00	50,000.00	87,185.00	Festival Rev-\$500; CCEF-\$750
EXPENSES				
Rent	1,800.00		1,800.00	50% increase over \$100/month in 2012
Insurance	2,800.00		2,800.00	based on 2012 expenses (increase \$800)
Office Supplies	1,500.00		1,500.00	same as 2012
Audit/Tax Return	5,500.00		5,500.00	based on 2012 expenses (increase \$100)
Telephone	2,000.00		2,000.00	same as 2012 (Christine 40 hrs/wk)
Subtotal	13,600.00		13,600.00	
Management (on-site)	55,000.00		55,000.00	same as 2012
Marketing				
Heartbeat magazine	14,000.00	14,000.00	0.00	Festival Issue
Promotional Activities:	5,300.00		300.00	Turkey Giveaway; Spring Festival
Turkey Give-Away	300.00		300.00	purchase of turkeys; entry forms
Spring Festival	5,000.00	5,000.00	0.00	based on 2012 expenses (increase \$1000)
Holiday Lights	8,075.00	8,075.00	0.00	same as 2012
Subtotal	27,375.00	27,075.00	300.00	
Sanitation	36,000.00	19,925.00	16,075.00	same as 2012
Holiday Security Patrols	3,000.00	3,000.00	0.00	same as 2012
Reserve	2,210.00		2,210.00	50% increase over 2012
TOTAL EXPENSES	137,185.00	50,000.00	87,185.00	

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-626

Agenda No. 10.D



WITHDRAWN

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING THE NINE MONTH ADMINISTRATIVE BUDGET FOR THE
PERIOD OCTOBER 1, 2012 – JUNE 30, 2013 FOR THE JERSEY CITY
ECONOMIC DEVELOPMENT CORPORATION TO BE UTILIZED IN
ACCORDANCE WITH THE STATE OF NEW JERSEY FY12 BUDGET
LANGUAGE AND GENERAL PROVISIONS REGARDING THE URBAN
ENTERPRISE ZONE PROGRAM

Council offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and the Economic Development Corporation (JCEDC) has prepared a nine (9) month Administrative Budget for the period October 1, 2012 – June 30, 2012 for FY 2013; and

WHEREAS, said budget and requested funds are to be expended to carry out the Urban Enterprise Zone program within the City of Jersey City, a copy of the budget to be submitted for the period beginning October 1, 2012 and ending June 30, 2012 is attached hereto:

Project

Amount Requested

Urban Enterprise Zone Administrative
Budget for a nine (9) month period
October 1, 2012 – June 30, 2013

\$484,448.00

WHEREAS, funds are available for this project from monies deposited in the Urban Enterprise Zone Project Account and shall be utilized in accordance with the State of New Jersey FY 2012 Budget language and general provisions regarding the Urban Enterprise Zone Program.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City hereby authorizes the funding of the Jersey City Economic Development Corporation from Urban Enterprise Zone Funds to be utilized in accordance with the State of New Jersey FY 2012 budget language and general provisions regarding the Urban Enterprise Zone Program.

APPROVED: _____

Carl Rappalini

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Robert Byrne

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

8/22/12

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				LAVARRO			
DONNELLY				FULOP				MASSEY			
LOPEZ				RICHARDSON				BRENNAN, PRES			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

Date Submitted to B.A. _____

RESOLUTION FACT SHEET

1. Full Title of Resolution

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING THE NINE MONTH ADMINISTRATIVE BUDGET FOR THE PERIOD OCTOBER 1, 2012 – JUNE 30, 2013 FOR THE JERSEY CITY ECONOMIC DEVELOPMENT CORPORATION TO BE UTILIZED IN ACCORDANCE WITH THE STATE OF NEW JERSEY FY12 BUDGET LANGUAGE AND GENERAL PROVISIONS REGARDING THE URBAN ENTERPRISE ZONE PROGRAM

2. Name and Title of Person Initiating the Resolution:

Clifford J. Adams – Jersey City Economic Development Corporation (JCEDC), CFO
201-333-7797 X 201

3. Concise Description of the Program, Project or Plan Proposed in the Resolution:

This Resolution authorizes the continued funding of the administration of the Urban Enterprise Zone Program through June 30, 2013.

4. Reasons for the Proposed Program, Project:

The funds will be utilized for the administration and operating costs of the Jersey City Economic Development Corporation's Urban Enterprise Program for nine (9) months beginning October 1, 2012 and ending June 30, 2013.

On June 13, 2012, via Resolution 12-441, the Municipal Council of the City of Jersey City authorized the use of \$312,814.00 in UEZ funds to fund the administration and operating costs of JCEDC for the three (3) month period ending September 30, 2012. At that time JCEDC's board of trustees determined that JCEDC's staffing level and operating budget should not be reduced pending the final outcome of state legislation that would reinstate funding to UEZ municipalities for UEZ administration. That legislation was ultimately vetoed by the Governor. JCEDC then prepared a budget for the nine (9) month balance of the fiscal year ending June 30, 2013 in the amount of \$484,448.00. This nine (9) month budget included a 33% reduction in staff from 9 individuals to 6 and called for the continuation of the services and activities that JCEDC has provided and engaged in over previous years. JCEDC will also take steps to develop a self-sustaining business model that will not rely on municipal funds to sustain basic operations.

JCEDC's board of trustees approved this budget and authorized its presentment to the Jersey City Municipal Council seeking authorization to utilize a portion of unencumbered UEZ funds that the City of Jersey City has on hand to fund it. Utilizing these UEZ funds are central to JCEDC's strategy of becoming basically self-sustaining by June 30, 2013.

5. Anticipated Benefits to the Community:

During the fiscal year ending June 30, 2013 JCEDC will:

- Continue and expand the Business Assistance Program that provides technical assistance and counseling to underserved small businesses both in house and with partners such as the Small Business Development Center at NJCU, Rising Tide Capital and SCORE (Service Corps of Retired Executives). Central to the program is the ability to provide financing to these underserved businesses. The current loan portfolio consists of 13 loans that total \$1,953,000. During the past year JCEDC delivered over 200 incidents of small business technical assistance with about half provided by JCEDC staff.
- Continue to oversee UEZ projects within the Urban Enterprise Zone that benefit the community with infrastructure improvements and other services above and beyond the normal municipal services. At 6/30/2012 there were 33 open

projects totaling \$6.1 million. Included are the West Side Ave. Study, the build-out of the CCTV phase 3, support of five (5) Special Improvement Districts and business improvement matching grants for commercial facades.

- Continue to market and promote Jersey City through the destinationjerseycity.com website and other media. If funding is appropriated by the state, the second year of a \$114,000 annual DMO (Destination Marketing Organization) grant will be utilized to replace and revise various collateral material, targeted advertising and increased social media presence.
- Continue to develop and engage in other activities and events that promote Jersey City and reinforce the advantages of working, living and shopping here, such as the annual Made in Jersey City event and customized walking tours of the Newport area for employees of DTCC (Depository Trust Clearing Corporation) who will be relocating about 2,000 people to Jersey City beginning in January 2013.

6. Cost of Proposed Program, Project, etc.:

Anticipated UEZ assistance in the amount of \$ 484,448.00.

When added to the \$312,814.00 previously authorized, the JCEDC UEZ administrative budget for the fiscal year ending June 30, 2013 totals \$743,122.00. This is a 35% reduction from the \$1,147,406.00 authorized for FY 2012.

7. Date proposed Program or Project will commence:

October 1, 2012

8. Anticipated Completion Date:

June 30, 2012

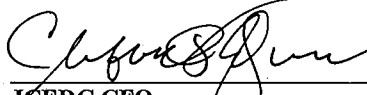
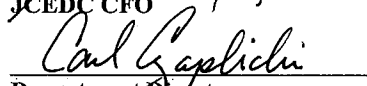
9. Person Responsible for Coordinating Proposed Program, Project, etc.;

Clifford J. Adams, CFO

10. Additional Comments:

None

I certify that all the Facts Presented Herein are Accurate.


JCEDC CFO

Department Director

Date _____
8/9/12
Date _____

JERSEY CITY ECONOMIC DEVELOPMENT CORPORATION - UEZ ADMINISTRATIVE BUDGET FOR THE PERIOD

7/1/12 - 6/30/13

BUDGET CATEGORIES	Total Budget Amount	Previously Encumbered Budget Amount 7/1/12 - 9/30/12	Additional Encumbrance Required 10/1/12 - 6/30/13
Personnel - Salaries: See Note	388,862.00	148,384.00	281,846.00
Personnel - Fringes: See Note	150,010.00	58,050.00	104,732.00
Meetings, Travel and Mileage	1,500.00	375.00	1,125.00
Insurance	23,000.00	17,750.00	5,250.00
Employee Parking	7,000.00	2,500.00	4,500.00
Rent and Utilities	31,000.00	8,235.00	22,765.00
Telephone	9,400.00	2,355.00	7,045.00
Postage	4,500.00	1,040.00	3,460.00
Memberships and Subscriptions	2,250.00	600.00	1,650.00
Equipment Rental	15,600.00	4,000.00	11,600.00
Office Supplies	4,000.00	1,500.00	2,500.00
Legal Services	37,500.00	9,375.00	28,125.00
Audit Services	25,000.00	25,000.00	0.00
Computer & Internet Services	9,000.00	2,500.00	6,500.00
Payroll Services	4,500.00	1,150.00	3,350.00
Relocation Expenses	30,000.00	30,000.00	0.00
	743,122.00	312,814.00	484,448.00

NOTE: The Total Budget Amount includes the amounts for 10 staff members for the period 7/1/2012 - 9/30/2012 plus the amounts for 6 staff members for the period 10/1/2012 - 6/30/2013.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-627
Agenda No. 10.E
Approved: AUG 22 2012
TITLE:



RESOLUTION AUTHORIZING THE CITY TO ENTER AN AGREEMENT OF INDEMNIFICATION AND AUTHORIZING THE RISK MANAGER TO ISSUE A LETTER OF INSURANCE

COUNCIL AS A WHOLE, OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION::

WHEREAS, the City of Jersey City is co-sponsoring Mayor Jerramiah Healy's Tapestry of Nations African American Festival to take place at 360 Martin Luther King Drive, to offer entertainment, refreshments, information and children's games for the purpose of cultural awareness and celebration of pride to residents of Jersey City; and

WHEREAS, in sponsoring and/or coordinating such events or programs, the Division of Cultural Affairs, requires the use of facilities or property not by the city; and

WHEREAS, ethnic vendors and performers are the source of entertainment for the event; and

WHEREAS, city of Jersey City will host the event on Saturday, September 15, 2012 from 11:00AM-7:00PM with a set up time at 7:00AM The event is to celebrate the diverse culture within our community of Jersey City; and

WHEREAS, the Brandywine Real Estate Management Service Corp. parking lot, 360 Martin Luther King, Jr. Drive, Jersey City, New Jersey, 07305 requires, indemnification and letter of insurance from the City; and

WHEREAS, the agreement will specify the City's responsibilities to the Brandywine Real Estate Management Service Corp. 360 Martin Luther King, Jr. Drive, Jersey City, New Jersey, 07305 for the Plaza's parking lot including an indemnification and hold harmless clause in which the Brandywine Real Estate Management Service Corp. cannot be held liable for injuries received by participants in this program or for damage to the facility; and

THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that,

1. The Mayor or Business Administrator is authorized to execute an agreement here to Brandywine Real Estate Management Service Corp. for the use of their facility by the Division of Cultural Affairs for the display and demonstrations of brotherhood and sisterhood on Saturday, September 15, 2012
2. The risk Manager is authorized to issue a Letter of Insurance to Brandywine Real Estate Management Service Corp. to cover this activity.
3. The Mayor or Business Administrator is authorized to execute such other documents that maybe necessary to effectuate the purpose of this Resolution.

APPROVED: Peter Soriero Peter Soriero, Risk Manager

APPROVED: [Signature] APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator

[Signature] Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 7-0-1

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								8/22/12			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	ABSTAIN		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-628

Agenda No. 10.F

Approved: AUG 22 2012

TITLE:



**RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO
APPLY FOR FUNDS FROM THE NEW JERSEY DEPARTMENT OF LAW
AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE ON BEHALF
OF THE POLICE DEPARTMENT TO PURCHASE BODY ARMOR
2012 BODY ARMOR REPLACEMENT FUND**

**COUNCIL
of
the following resolution**

Offered and moved adoption

WHEREAS, the nature of police work creates a danger to the members of the Jersey City Police Department; and

WHEREAS, the New Jersey Department of Law and Public Safety has recognized this danger; and

WHEREAS, the New Jersey Department of Law and Public Safety, through the Division of Criminal Justice, administers the *2012 Body Armor Replacement Fund*, and

WHEREAS, the Division of Criminal Justice provides funds to Municipalities for the safety of Police Officers, and

WHEREAS, the City of Jersey City having shown a desire to protect it's Police Officers will apply for the Body Armor Replacement Fund, and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The City of Jersey City authorizes acceptance on behalf of the Jersey City Police Department to submit an application to the New Jersey Division of Criminal Justice, and
2. These funds will be used to provide body armor for sworn police personnel.

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

ORDINANCE/RESOLUTION FACT SHEET Date Submitted to B.A. _____

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The department, division or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full Title of Ordinance/Resolution/Cooperation Agreement:

**RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO
APPLY FOR FUNDS FROM THE NEW JERSEY DEPARTMENT OF LAW
AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE ON BEHALF
OF THE POLICE DEPARTMENT TO PURCHASE BODY ARMOR
2012 BODY ARMOR REPLACEMENT PROGRAM**

2. Name and Title of Person Initiating Ordinance/Resolution:

Acting Director Robert Kakoleski

3. Concise Description of the Program, Program Project or Plan Proposed in the Ordinance/Resolution:

This is a grant from the NJ Division of Criminal Justice to purchase bullet proof vests.

4. Reasons (Need) for the Proposed Program, Project, etc.:

To preserve the lives of police officers while on patrol and in the line of duty.

5. Anticipated Benefits to the Community:

To provide safety equipment for police officers while performing their duties in the community.

6. Cost of Proposed Program Project, etc. (Indicate the dollar amount of City, State and Federal Funds to be used, as well as match and in-kind contributions.):

There is no cost to the City. The Division of Criminal Justice has not yet stipulated the dollar amount for this grant. The amount is based on the eligibility of funds.

7. Date Proposed Program or Project will Commence:

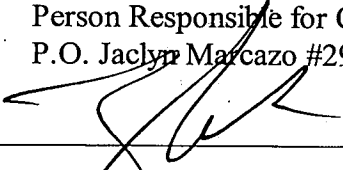
September 1, 2012

8. Anticipated Completion Date:

December 31, 2014

9. Person Responsible for Coordinating Proposed Program/Project:

P.O. Jaclyn Marcazo #2987



Director of Police

7/31/12

Date

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res.12-629

Agenda No. 10.G

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO APPLY FOR FUNDS FROM THE OFFICE OF THE ATTORNEY GENERAL DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM TARGETING VIOLENT CRIME INITIATIVE (TVCI)

COUNCIL
following resolution.

Offered and moved adoption of the

WHEREAS, the New Jersey State Office of the Attorney General issued a notice of grant funding for the FY 11 Edward Byrne Memorial Justice Assistance Grant (JAG), Targeting Violent Crime (TVCI); and

WHEREAS, the Preventing and Reducing Violent Crimes funds provide municipalities the resources needed to reduce and prevent violent crimes; and

WHEREAS, the Jersey City Police Department has documented violence, gang, gun, and drug, activity within various Jersey City neighborhoods; and

WHEREAS, the Jersey City Police Department has formed a Targeting Violent Crimes Initiative Task Force where we have been focusing on violent crimes citywide; and

WHEREAS, the Jersey City Police Department is 1 of 7 cities that has been invited to receive funding and desires to submit an application to the Department of Law and Public Safety, Division of Criminal Justice, FY 11 Edward Byrne Memorial Justice Assistance Grant (JAG), Targeting Violent Crime Initiative (TVCI)

WHEREAS, the Jersey City Police Department will receive \$75,440.00 to continue the above mentioned Targeting Violent Crime Initiative.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The City of Jersey City authorizes the submission of the grant application for funding; and
2. These funds will be used by the Jersey City Police Department to continue undercover overtime tactical operations conducted by the Jersey City Police Department's Street Crimes Unit under the Targeting Violent Crimes Initiative grant.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

Date Submitted _____

ORDINANCE/RESOLUTION FACT SHEET


Full Title of Resolution: RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO APPLY FOR FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FY 2011 STATE SOLICITATION

1. **Name and Title of Person Initiating the Resolution:** Samuel Jefferson, Police Director,
2. **Concise Description of the Proposed Program, Project or Plan:**
Authorization to apply for funds under the FY 11 Edward Byrne Memorial Justice Assistance Grant (JAG) State Program, for Quality of Life Overtime initiatives in various Hot spots throughout the city purchase additional Closed Circuit Televisions, and to absorb cost associated with Technology purchased to finalize the integration of the Fire Department into the new Public Safety Communication Center.
3. **Reasons (Need) for the proposed Program, Project etc:**
Violent crime, Residents are living in fear of drug, dealers, gang violence, and gun play.
4. **Anticipated Community Benefits or Assessment of Departmental Need:**
Reduction and prevention of violent crimes committed as a result of gangs, drugs, and guns.
5. **Cost of Proposed Program or Project:**
\$
6. **Date Proposed Program or Project will commence:** To be determined by funding agency
7. **Anticipated Completion Date:** September 30, 2012 and September 30, 2013
8. **Person Responsible for Coordinating Proposed Program/Project:**
Robert Kakoleski, Acting Director of Police

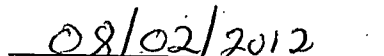
I Certify that all the Facts Presented Herein are Accurate.

Division Director Signature

Date



Department Director Signature
for: Robert Kakoleski



Date

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-630
Agenda No. 10.H
Approved: AUG 22 2012
TITLE:



RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO ACCEPT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE; OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FOR PARTICIPATION IN THE COPS HIRING FY 2012 PROGRAM

COUNCIL OFFERED AND MOVED
ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the United States Department Of Justice, Office of Community Oriented Policing Services (COPS) has announced that they are awarding funds to the Jersey City Police Department in the amount of \$1,875,000.00 that is designed to address the full-time sworn officer needs in states and local law enforcement agencies nationwide; and

WHEREAS, this funding is to be used to hire new Military Veterans as law enforcement officers in an effort to create jobs, while increasing law enforcements community policing capacity; and

WHEREAS, the Jersey City Police Department desires to participate in this program; and accept funds to assist with the cost of paying the salaries of 15 newly hired military veterans as police officers; and

WHEREAS, in previous years' this funding has enabled the Jersey City Police Department to put more officers on the street to address quality of life and other crimes; and

WHEREAS, the United States Department of Justice will reimburse the Jersey City Police Department a total of \$1,875,000.00 which is 75 % per officer over a 36-month (3 Year) grant period broken down as \$41,666.67 per year for each officer and a overall local match requirement of \$2,066,910.00.

NOW, THEREFORE, LET IT BE RESOLVED by the Municipal Council of the City of Jersey City that:

The City of Jersey City is hereby authorized to accept funding from the United States Department of Justice – Office of Community Oriented Policing Services (COPS), for participation in the COPS Hiring FY 2012 Program.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			MASSEY	ABSENT		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

Date Submitted _____

ORDINANCE/RESOLUTION FACT SHEET

Full Title of Resolution:

**RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT
TO ACCEPT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE;
OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FOR
PARTICIPATION IN THE COPS HIRING FY 2012 PROGRAM**

1. **Name and Title of Person Initiating the Resolution:** Robert Kakoleski, Acting Police Director of the Jersey City Police Department
2. **Concise Description of the Proposed Program, Project, or Plan:** COPS Hiring Grant Program will provide funding to the Jersey City Police Department to exclusively pay salaries for newly hired Military Veterans as police officers under the above mentioned program.
3. **Anticipated Community Benefits or Assessment of Departmental Need:**
Will continue to address quality of life and all crime related issues in the community in efforts to provide the residents in the City of Jersey City a safer and more secure living environment.
4. **Cost of Proposed Program or Project:**
3,941,910.00 broken down as:
Federal Share/Award: \$1,875,000.00
Applicant Share/Match: \$2,066,910.00
5. **Date Proposed Program or Project will commence:** June 1, 2012.
6. **Anticipated Completion Date:** May 31, 2015

I Certify that all the Facts Presented Herein are Accurate.



Department Director Signature

8/15/12

Date

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-631

Agenda No. 10.1

Approved: AUG 22 2012

TITLE:



RESOLUTION OF THE CITY OF JERSEY CITY AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF HUDSON FOR THE IMPLEMENTATION OF THE 2012 EDWARD BYRNE JUSTICE ASSISTANCE GRANT PROGRAM

COUNCIL, AS A WHOLE, offered and moved adoption of the following Resolution

WHEREAS, the City of Jersey City is desirous of accepting grant funds from the Edward Byrne Justice Assistance Program to continue Quality of Life uniform patrols; and

WHEREAS, the Jersey City Police Department has determined that the 2012 Justice Assistance Award of \$203,864.00 will be utilized for the continuation of foot and vehicular patrol units to address quality of life complaints from residents in selected hot spot areas throughout Jersey City; and

WHEREAS, the Jersey City Police Department in partnership with the Hudson County Prosecutor's Office, Bayonne, Hoboken City, Union City, Kearney, West New York, and North Bergen has submitted one joint application for the 2012 Edward Justice Assistance grant; and

WHEREAS, the municipalities identified herein have agreed to become a part of the Edward Byrne Justice Assistance Grant application to meet the particular public safety needs of their community; and

WHEREAS, the Edward Byrne Justice Assistance Grant Program requires the participating municipalities to enter into an intergovernmental agreement with the County of Hudson.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Mayor and/or Business Administrator is hereby authorized to execute an intergovernmental agreement between the County of Hudson for the 2012 Edward Byrne Justice Assistance grant program application.

APPROVED: [Signature] 08/28/12

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			MASSEY	ABSENT		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-555
Agenda No. 10.7.11
Approved: JUL 18 2012
TITLE:



RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO ACCEPT FUNDS UNDER THE FY 12 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) STATE PROGRAM THROUGH THE HUDSON COUNTY PROSECUTORS OFFICE

COUNCIL AS A WHOLE, offered and moved adoption of the following Resolution;

WHEREAS, the City of Jersey City Department of Police is eligible as a law enforcement agency to submit an application for funding to the Hudson County Prosecutor's Office that will be submitted in a consolidated application for all Hudson County law enforcements agencies;

WHEREAS, the Hudson County Prosecutors Office has confirmed that Jersey City will receive an allocation of \$203,864.00;

WHEREAS, The Jersey City Police Department will utilize \$203,864.00 for the continuation of foot and vehicular patrols that will address quality of life complaints, under cover tactical gang - and drug enforcement operations.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

1. The Jersey City Police Department is hereby authorized to accept funding from the FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) State Program through the Hudson County Prosecutors Office

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
7/18/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOITOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

ORDINANCE/RESOLUTION FACT SHEET

Date Submitted to BA. _____

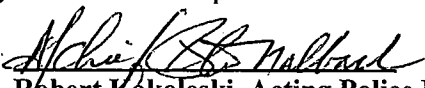
This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets shall be returned with the resolution or ordinance. The department, division or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

Full Title of Ordinance/Resolution/Cooperation Agreement:

**RESOLUTION OF THE CITY OF JERSEY CITY AUTHORIZING AN
INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF HUDSON FOR
THE IMPLEMENTATION OF THE 2012 EDWARD BYRNE JUSTICE ASSISTANCE
GRANT PROGRAM**

1. **Names and Title of Person Initiating Ordinance/Resolution:**
Robert Kakoleski, Acting Police Director
2. **Concise Description of the Program, Program Project or Plan Proposed in the Ordinance/Resolution**
Intergovernmental Agreement between the City of Jersey City and the County of Hudson to accept the 2012 Edward Byrne Justice Assistance Award Grant.
3. **Reasons (Need) for the Proposed Program, Project etc:**
To continue and extend community-based policing program to improve quality of life in various neighborhoods throughout Jersey City.
4. **Anticipated Benefits to the Community:**
Assigned patrols will significantly help to deter disorderly conduct reduce criminal activity.
5. **Cost of Proposed Program Project, etc. (Indicate the dollar amount of City, State and Federal Funds to be used, as well as match and in-kind contributions.):**
\$203,864.00; with No matching requirement.
6. **Date Proposed Program or Project will Commence:**
October 01, 2011
7. **Anticipated Completion:**
September 30, 2015
8. **Person Responsible for Coordinating Proposed Program/Project:**
Robert Kakoleski, Acting Police Director

I certify that all the facts presented herein are accurate.


for: Robert Kakoleski, Acting Police Director

08/08/2012
DATE

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-632

Agenda No. 10.J

Approved: AUG 22 2012

TITLE:



AUTHORIZING REPLACEMENT OF LOST THIRD PARTY TAX SALE CERTIFICATE# 2011-4792 SOLD TO US BANK CUST FOR TOWER DBW

COUNCIL OFFERED, AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City sold a tax sale certificate on 603 Ocean Avenue Block 23202 Lot 35, Certificate# 2011-4792 on December 15, 2011 to US BANK CUST FOR TOWER DBW; and

WHEREAS, JNH FUNDING CORP. the third party lienholder for certificate 2011-4792 lost the original certificate issued on December 15, 2011; and

WHEREAS, the Tax Collector's records indicate that the tax sale certificate was redeemed on May 10, 2012 by the property owner; and

WHEREAS, the Tax Collector would like to issue a duplicate tax sale certificate to US BANK CUST FOR TOWER DBW under chapter 99 the P.L. of 1997.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that US BANK CUST FOR TOWER DBW be given a duplicate tax sale certificate.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

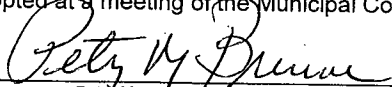
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

**AFFIDAVIT OF LOST CERTIFICATE OF SALE
PURSUANT TO CHAPTER 99 OF PUBLIC LAWS OF 1997**

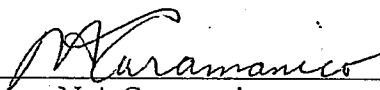
THIS IS TO CERTIFY THAT the following tax sale certificate, issued to the undersigned *U.S. Bank as Cust Tower DBW* by the Collector of Taxes of the Jersey City, in the County of Hudson, and State of New Jersey, on lands known on the tax maps and tax duplicate of said municipality as **Block 23202, Lot 35**, and assessed thereon to **salib, Diana**, is lost and has not been transferred or otherwise assigned. I make this affidavit to include the municipality to authorize the issuance of a Duplicate Tax Sale Certificate.

<u>CERTIFICATE</u>		<u>AMOUNT</u>	<u>DATE</u>	<u>BOOK &</u>
<u>DATE</u>	<u>NUMBER</u>	<u>OF SALE</u>	<u>RECORDED</u>	<u>PAGE</u>
12/15/2011	2011-4792	\$8,562.03	2/27/2012	17854/653

IN WITNESS WHEREOF, the said N.A.Caramanico for *U.S. Bank as Cust Tower DBW* has hereunto set his hand and seal this August 1, 2012

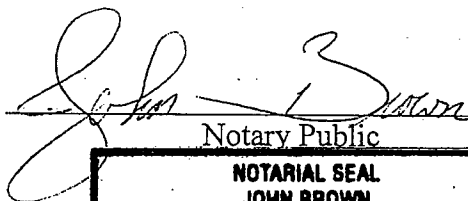
U.S. Bank as Cust Tower DBW

BY: _____

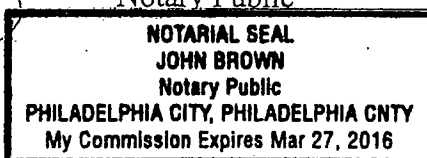

N.A.Caramanico
Vice President

**COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILDELPHIA**

BE IT REMEMBERED that on this August 1, 2012, before me, a Notary Public of Pennsylvania, personally appeared N.A.Caramanico, for *U.S. Bank as Cust Tower DBW* who, I am satisfied, is the person named in and who executed the within instrument, and thereupon he acknowledged that he signed, sealed and delivered the same as his act and deed, for the uses and purposes therein expressed.



Notary Public



Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 12-633

Agenda No. _____ 10.K

Approved: _____ AUG 22 2012

TITLE:



CANCELLATION OF 3RD & 4TH QUARTERS 2012 REAL ESTATE TAXES ON BLOCK 7807 LOT 2 ALSO KNOWN AS 47 DEY STREET A CITY OWNED PROPERTY

COUNCIL FOLLOWING RESOLUTION:

OFFERED, AND MOVED ADOPTION OF THE

WHEREAS, the City of Jersey City acquired the subject property by virtue of deed on April 17, 2012, and therefore, the taxes should be cancelled for the 3rd & 4th quarters of 2012 tax year; and

WHEREAS, the Tax Collector's files still indicate that taxes are due for the tax year 2012 and the Tax Collector would like to cancel the charges; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that the real estate tax balance on BLOCK 7807 LOT 2, also known as 47 Dey Street, Jersey City, New Jersey, be and is hereby canceled.

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

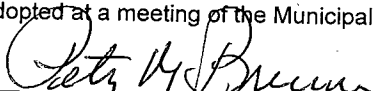
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 12-634

Agenda No. 10.1

Approved: AUG 22 2012

TITLE:



CANCELLATION OF PARTIAL ASSESSMENTS ON BLOCK 9802 LOT 25 QUAL C0001 & C0002, ALSO KNOWN AS 368 SEVENTH STREET

COUNCIL OFFERED, AND MOVED ADOPTION
OF THE FOLLOWING RESOLUTION:


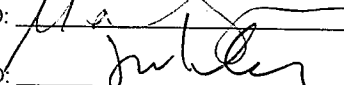
WHEREAS, the Jersey City Tax Assessor has informed the Tax Collector's Office that Block 9802 Lot 25 Qual C0001 & C0002 abatements expire December 31, 2011 and the new assessments for 2012 were erroneous; and

WHEREAS, the property still shows open, based on the assessment which should be canceled; and

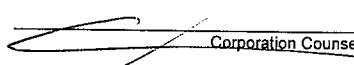
WHEREAS, the Tax Collector and Tax Assessor have deemed these charges to be uncollectible; and

WHEREAS, the Tax Collector and Tax Assessor request the charges be cancelled in the amount of \$ 538.80 for C0001 and \$589.09 for C0002; and

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that Block 9802 Lot 25 Qual C0001 & C0002 also known as 368 Seventh Street, is hereby cancelled in the amount of \$ 538.80 for C0001 and \$ 589.09 for C0002.

APPROVED: 
APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

Certification Required ☐

Not Required ☐

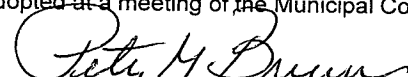
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk



OFFICE OF THE CITY ASSESSOR
280 Grove Street
Jersey City, NJ 07302
Tel. 201-547-5131 Fax 201-547-4949

Eduardo Toloza
Assessor

DATE: August 10, 2012
TO: Maureen Cosgrove, Collector
FROM: Ed Toloza, Assessor
SUBJECT: Block 9802 Lot 25 QL: C0001 & C0002
(Formerly Block 417 Lot R QL: C0001 & C0002)
A/K/A 368 Seventh St. Units 1 & 2, respectively

Please be advised that above condominium units had their abatement expired at the end of 2011 taxing year. Calculations on the new values when abatement amounts were disallowed, 2012 new assessments were erroneous in the amounts indicated below;

Unit No.	Assessment Amount	Taxes To be Cancelled
QL: C0001	7,500	\$538.80
QL: C0002	8,200	\$589.09

Please cancel the corresponding taxes on these units. Our records have been amended to reflect same.

If you have any question on this matter, please give me a call.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-635

Agenda No. 10.M

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE APPOINTMENT OF THE CITY'S REAL ESTATE OFFICE AS RENT RECEIVER FOR 268 FAIRMOUNT AVENUE DURING THE IN REM FORECLOSURE ACTION UNDER DOCKET NO. F-010067-12

COUNCIL
of the following resolution:

Offered and moved adoption

WHEREAS, Fairmount Housing Corporation [FHC], a non-profit organization located at 270 Fairmount Avenue, Jersey City, New Jersey is the owner of Block 15003, Lot 29 formerly known as Block 1907.5, Lot 55, and more commonly known by the street address of 268 Fairmount Avenue [Property]; and

WHEREAS, the City gave HOME grants to FHC totaling \$440,052 for the purpose of rehabilitating and refinancing seven (7) residential rental units for persons of low and moderate income which were required to be maintained as affordable for a minimum of thirty (30) years; and

WHEREAS, FHC neglected to pay the taxes on the Property; and

WHEREAS, a lien accrued, and Pat Carabellese purchased Tax Sale Certificate No. 2005-1783 on December 8, 2005; and

WHEREAS, Resolution 11-376 approved on June 15, 2011, authorized the City to take an assignment of the tax sale certificate and re-acquire the property by initiating a foreclosure action against FHC; and

WHEREAS, on June 1, 2012, an in-rem foreclosure action under Docket No. F-010067-12 was initiated against the property to acquire the property; and

WHEREAS, the City shall become the owner of the property after the completion of the in-rem foreclosure action; and

WHEREAS, FHC has agreed to allow the City to manage and collect rents pending the foreclosure action; and

WHEREAS, pursuant to N.J.S.A. 54:5-53.1, the City is entitled to collect rent upon purchasing the tax sale lien; and

WHEREAS, it is in the best interests of the City to collect the rents and profits pending the conclusion of the in-rem foreclosure action.

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

1. The City of Jersey City's Division of Real Estate be appointed as rent receiver and manager for the property, 268 Fairmount Avenue, Block 15003, Lot 29 formerly known as Block 1907.5, Lot 55, effective September 1, 2012.

City Clerk File No. Res. 12-635Agenda No. 10. M AUG 22 2012

TITLE:

2. The Mayor or Business Administrator is authorized to execute any documents subject to such modification as the Corporation Counsel and Business Administrator deem necessary and appropriate, and to take such other steps as may be necessary to effectuate the purposes of this resolution.

IW/cw
8-15-12

APPROVED: _____

APPROVED: _____

Business Administrator

ARST

APPROVED AS TO LEGAL FORM

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

City of

JERSEY CITY

Law Department
280 Grove Street
Jersey City, N.J. 07302

Fax (201) 547-5230
(201) 547-5229

August 15, 2012

President and Members of the Municipal Council
City Hall-280 Grove Street
Jersey City, NJ 07302

Re: Resolution Authorizing the Appointment of the City of Jersey City's Real Estate Office as Rent Receiver for 268 Fairmount Avenue During the In-Rem Foreclosure Action

Dear President and Members of the Municipal Council:

The purpose of this letter is to explain the proposed resolution to appoint the City of Jersey City's Real Estate Office as the rent receiver for the property located at 268 Fairmount Avenue (Property). On January 8, 1990, Fairmount Housing Corporation (FHC) purchased the Property. In 1991, FHC received a loan in the amount of \$206,243 from the Hudson County Improvement Authority (HCIA). In December, 2004, the City of Jersey City (City) gave a HOME grant to FHC in the amount of \$299,152 and an additional HOME Mortgage in the amount of \$140,900 to construct seven (7) units of affordable housing. The total HOME investment provided by the City to FHC is \$440,052.

FHC neglected to pay taxes on the property and a tax lien accrued. On December 8, 2005, Pat Carabellese purchased the lien at the tax sale under tax sale certificate No. 2005-1783. Due to

numerous liens, specifically, judgments affecting the property, the only way for the City to acquire title was to acquire the tax sale certificate and foreclose the tax lien.

Accordingly, Resolution No. 11-376 approved on June 15, 2011, authorized the City to purchase by assignment the tax sale certificate and initiate an in-rem foreclosure action to re-acquire the property. On or about June 1, 2012, an in-rem foreclosure action was initiated against the property under Docket No. F-010067-12, however, it will take approximately nine (9) months before the City obtains a final judgment of foreclosure.

Meanwhile, FHC is having difficulty in covering the costs for maintenance and repairs required for the property. Pursuant to N.J.S.A. 54:5-53.1, the City is entitled to collect rents upon purchasing the tax lien. The City should manage the property and collect the rents pending the in-rem foreclosure action in order to improve and maintain services to the tenants.

Very truly yours,

WILLIAM MATSIKLOUDIS
CORPORATION COUNSEL

By: 

ITZA G. WILSON
Assistant Corporation Counsel

IW/cw

cc: William C. Matsikoudis, Corporation Counsel
Joanne Monahan, 1st Assistant Corporation Counsel
John Kelly, Business Administrator
Annmarie Miller, Real Estate
Maureen Cosgrove, Tax Collector
Darice Toon, Director, DCD

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-636
Agenda No. 10.N
Approved: AUG 22 2012
TITLE:



RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE A DISCHARGE OF MORTGAGE AFFECTING 199 PEARSALL AVENUE A/K/A BLOCK 29201, LOT 23 F/K/A BLOCK 1373, LOT 22

COUNCIL
resolution:

offered and moved adoption of the following

WHEREAS, on June 24, 2004, Ernest and Rochelle E. Walker (Borrowers) executed a mortgage in favor of the City of Jersey City (City) to secure the City's loan to them in the amount of \$6,000.00 made under the HORP Program; and

WHEREAS, the loan was made for the purpose of making home improvements for a low or moderate income family and it self-amortizes over five (5) years provided the homeowners reside in the property and do not sell the property; and

WHEREAS, the mortgage affects property known as 199 Pearsall Avenue, Jersey City, also known as Block 29201, Lot 23 f/k/a Block 1373, Lot 22; and

WHEREAS, five (5) years have passed since the loan was made and the City is obligated to execute a Discharge of Mortgage to remove the mortgage from the public record.

NOW, THEREFORE, BE IT RESOLVED, that the Business Administrator is authorized to execute a Discharge of Mortgage of Ernest and Rochelle E. Walker dated June 24, 2004, in the sum of \$6,000.00 affecting 199 Pearsall Avenue, also known as Block 29201, Lot 23 f/k/a Block 1373, Lot 22.

IW/cw
07/26/12

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

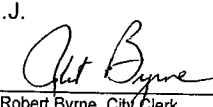
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

Jersey City Law Department Memorandum

To: Council President and Members of the Municipal Council

From: Itza G. Wilson, Assistant Corporation Counsel

IW 

Subject: Requests for Discharge of Mortgages

Date: August 13, 2012

This memo will explain the discharge of mortgage requests by individual homeowners. As a condition of receiving a grant under various programs such as HARP or the First Time Homebuyers Program, a property owner will execute a mortgage in favor of the City of Jersey City (City). The mortgage is recorded with the Hudson County Register's Office as a second lien affecting the property. This mortgage self-amortizes over the term of the mortgage, usually 5 or 10 years, but only if the owner resides on the property and does not sell the property during the term of the mortgage. The owner also has the option to pay off the mortgage earlier in accordance with the pay-off schedule set forth in the mortgage. Once the term of the mortgage has expired or the mortgage is paid off early, the City is then obligated to discharge the mortgage from the public record, upon request of the owner.

IGW/cw

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-637

Agenda No. 10.0



WITHDRAWN

A RESOLUTION SUPPLEMENTING THE MANUAL OF BUS STOP DESIGNATIONS OF THE CITY OF JERSEY CITY DESIGNATING AN EASTBOUND, FAR-SIDE BUS STOP ON SIP AVENUE AT FREEMAN AVENUE, AT BRYANT AVENUE AND AT WHITMAN AVENUE, 6:30 A.M. TO 11:00 P.M. AND DESIGNATE A WESTBOUND, FAR-SIDE BUS STOP ON SIP AVENUE AT WHITMAN AVENUE, AT BRYANT AVENUE AND AT FREEMAN AVENUE, 6:30 A.M. TO 11:00 P.M.

The Municipal Council, as a whole
offered and moved adoption of the following resolution:

WHEREAS, the provisions of N.J.S.A. 39:4-197 (3) (a) provide that the Municipality may make and promulgate regulations amending, designating and/or deleting bus stops; and

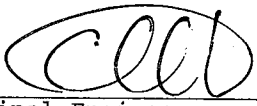
WHEREAS, the provisions of Section 3-69(A)(C)(6) of the Code of the City of Jersey City provide that the Municipal Engineer may make and promulgate such regulations subject to Municipal Council approval by resolution; and

WHEREAS, the Municipal Engineer has proposed, for the purpose of increasing the flow of traffic and improving both vehicular and pedestrian safety, that the attached regulations be promulgated (Nos.12-049 AND 12-050) deleting and designating a bus stop at the locations described; and

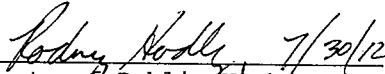
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City; that

- a. The attached regulations shall be a part of the Manual of Bus Stop Designations of the City of Jersey City (12-049) Designate an eastbound, far-side bus stop on Sip Avenue @ Freeman Avenue, @ Bryant Avenue, and @ Whitman Avenue, 6:30 a.m. to 11:00 p.m.
- (12-048) Designate a westbound, far-side bus stop on Sip Avenue @ Whitman Avenue, @ Bryant Avenue, and @ Freeman Avenue, 6:30 a.m. to 11:00 p.m.
- b. A copy of each regulation shall be kept on file by the City Clerk for public inspection.
- c. The City Clerk and the Corporation Council may change any chapter numbers, article numbers and section numbers in order to avoid possible accidental repeaters of existing provisions.
- d. This resolution/regulation shall take effect at the time and in the manner as provided by law.

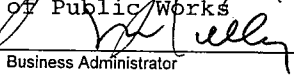
APPROVED:


Municipal Engineer

APPROVED:


Director, Dept. of Public Works

APPROVED:


Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

CFL:pcl
(07.30.12)

Certification Required ☐

Not Required ☐

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				LAVARRO			
DONNELLY				FULOP				RICHARDSON			
LOPEZ				MASSEY				BRENNAN, PRES			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A RESOLUTION SUPPLEMENTING THE MANUAL OF BUS STOP DESIGNATIONS OF THE CITY OF JERSEY CITY DESIGNATING AN EASTBOUND, FAR-SIDE BUS STOP ON SIP AVENUE AT FREEMAN AVENUE, AT BRYANT AVENUE AND AT WHITMAN AVENUE, 6:30 A.M. TO 11:00 P.M. AND DESIGNATE A WESTBOUND, FAR-SIDE BUS STOP ON SIP AVENUE AT WHITMAN AVENUE, AT BRYANT AVENUE AND AT FREEMAN AVENUE, 6:30 A.M. TO 11:00 P.M.

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of A&C Bus Co. for rerouted 440 Shopper

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Designate an eastbound, far-side bus stop on Sip Avenue @ Freeman Avenue, @ Bryant Avenue, and @ Whitman Avenue, 6:30 a.m. to 11:00 p.m.

Designate a westbound, far-side bus stop on Sip Avenue @ Whitman Avenue, @ Bryant Avenue, and @ Freeman Avenue, 6:30 a.m. to 11:00 p.m.

4. Reasons (need) for the proposed program, project, etc.:

To allow for a better quality of life for the community.

5. Anticipated benefits to the community:

Establish bus stops that will better serve the riders of the 440 Shopper and the community

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribute

No cost to the City. New Jersey Transit will remove and install the bus stop signs.

7. Date proposed program, or project will commence:

Upon adoption by the Municipal Council

8. Anticipated completion date:

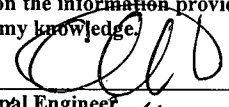
Twenty Days after adoption by the Jersey City Municipal Council

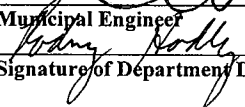
9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Division of Engineering, Traffic and Transportation, ex. 4470

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.


Municipal Engineer


Signature of Department Director


Date


Date

CITY OF
JERSEY CITY

DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION

RODNEY HADLEY, DPW DIRECTOR
CHUCK F. LEE, P.E., CITY ENGINEER



HONORABLE JERRAMIAH HEALY, MAYOR
JOHN KELLY, BUSINESS ADMINISTRATOR

Regulation 12-049

July 27, 2012

**BUS STOP REGULATION
DESIGNATED**

The locations described are hereby designated as Bus Stops. No vehicle other than an omnibus, picking up or discharging passengers, shall be permitted to occupy said location between the hours listed.

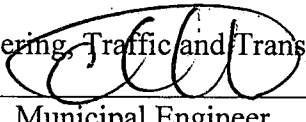
In accordance with the provisions of N.J.S.A. 39:4-197 (3) (a) and Section 3-69 (C)(6) of the Jersey City Municipal Code, the following location is hereby DESIGNATED as a bus stop:

STREET

HOURS

- | | |
|--|-------------------------|
| 1. <u>Sip Avenue</u> , Eastbound on the southerly side at: | 6:30 a.m. to 11:00 p.m. |
| a. Freeman Avenue - (far-side)
Beginning at the easterly curb line of Freeman Avenue and
extending to a point 100 feet easterly therefrom. | |
| b. Bryant Avenue - (far-side)
Beginning at the easterly curb line of Bryant Avenue and
extending to a point 100 feet easterly therefrom. | 6:30 a.m. to 11:00 p.m. |
| c. Whitman Avenue - (far-side)
Beginning at the easterly curb line of Whitman Avenue and
extending to a point 100 feet easterly therefrom. | 6:30 a.m. to 11:00 p.m. |

Division of Engineering, Traffic and Transportation


Chuck F. Lee, P.E., Municipal Engineer

7/30/12

Approved by Municipal Council Resolution

Date: _____

CITY OF
JERSEY CITY

DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING, TRAFFIC & TRANSPORTATION

RODNEY HADLEY, DPW DIRECTOR
CHUCK F. LEE, P.E., CITY ENGINEER



HONORABLE JERRAMIAH HEALY, MAYOR
JOHN KELLY, BUSINESS ADMINISTRATOR

Regulation 12-050

July 27, 2012

**BUS STOP REGULATION
DESIGNATED**

The locations described are hereby designated as Bus Stops. No vehicle other than an omnibus, picking up or discharging passengers, shall be permitted to occupy said location between the hours listed.

In accordance with the provisions of N.J.S.A. 39:4-197 (3) (a) and Section 3-69 (C)(6) of the Jersey City Municipal Code, the following location is hereby DESIGNATED as a bus stop:

STREET

HOURS

- | | |
|---|-------------------------|
| 1. <u>Sip Avenue</u> , Westbound on the northerly side at: | 6:30 a.m. to 11:00 p.m. |
| a. Whitman Avenue - (far-side) | |
| Beginning at the westerly curb line of Whitman Avenue and extending to a point 100 feet westerly therefrom. | |
| b. Bryant Avenue -- (far-side) | 6:30 a.m. to 11:00 p.m. |
| Beginning at the westerly curb line of Bryant Avenue and extending to a point 100 feet westerly therefrom. | |
| c. Freeman Avenue -- (far-side) | 6:30 a.m. to 11:00 p.m. |
| Beginning at the westerly curb line of Freeman Avenue and extending to a point 100 feet westerly therefrom. | |

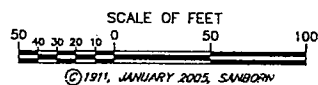
Division of Engineering, Traffic and Transportation

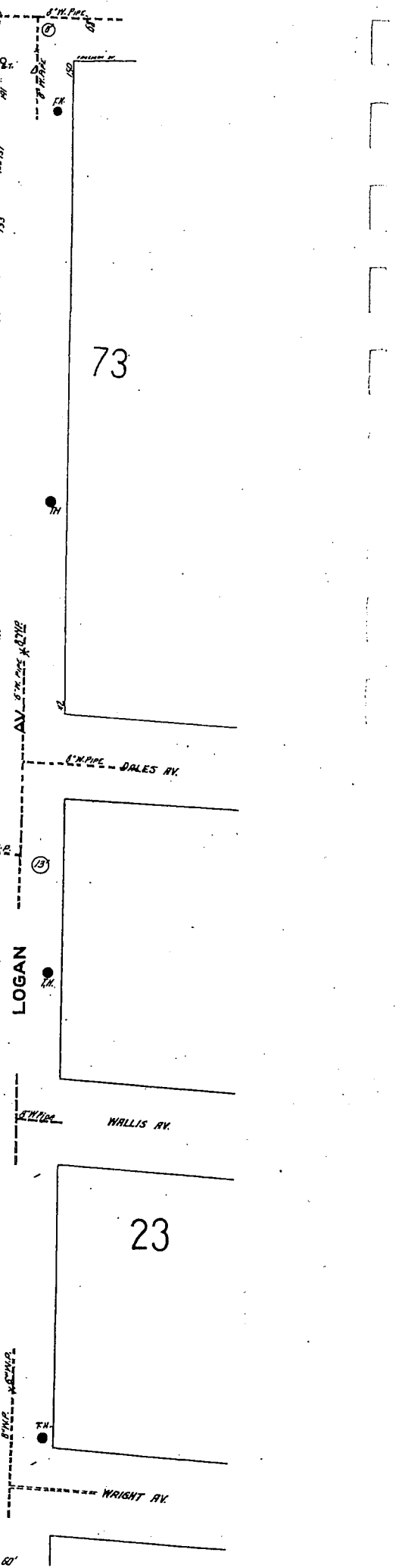
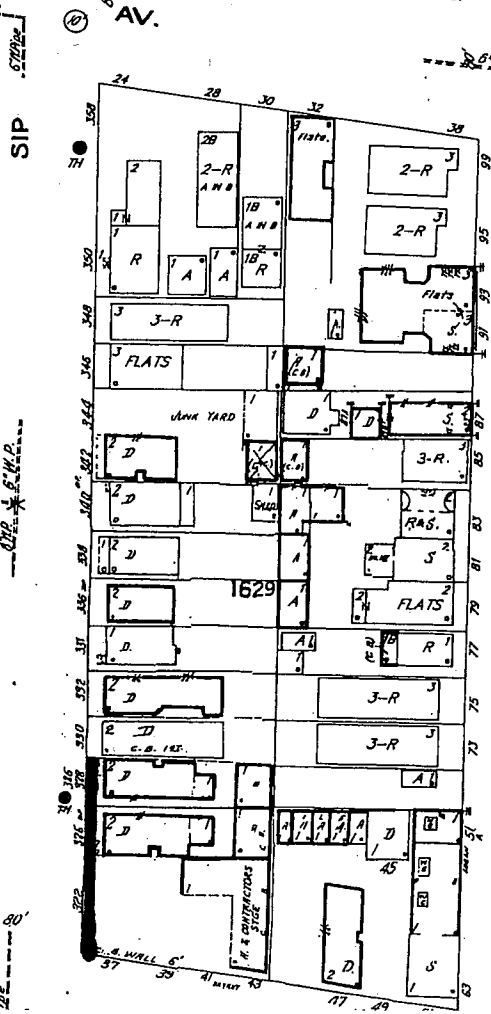
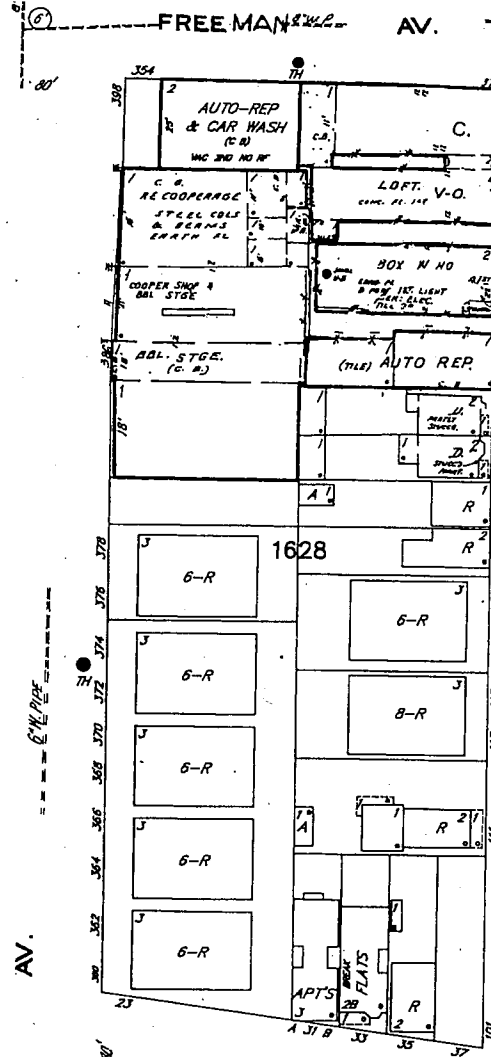
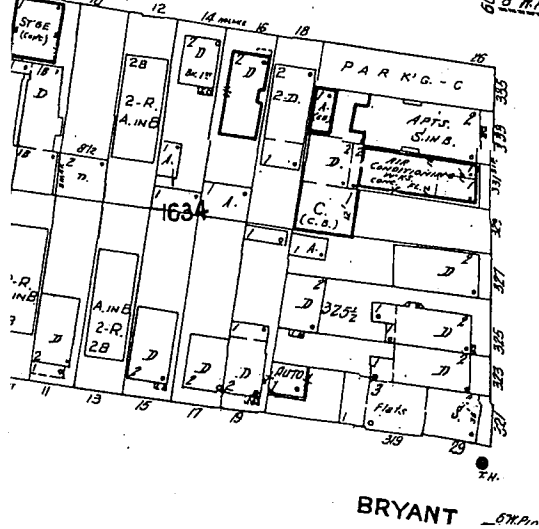
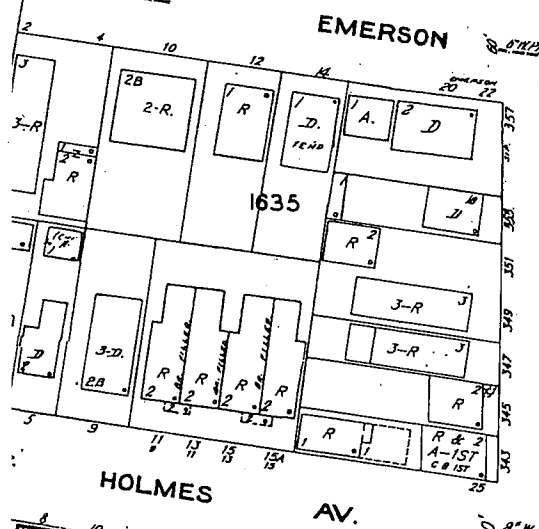
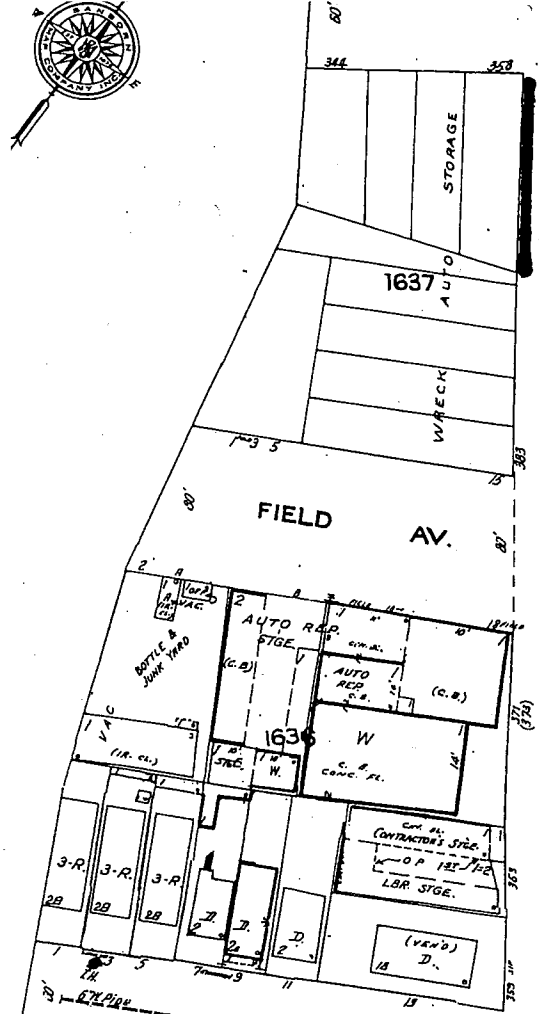
Chuck F. Lee, P.E., Municipal Engineer

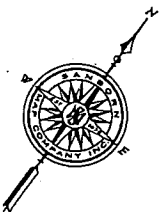
Approved by Municipal Council Resolution

Date: _____

~~5th Ave~~ ~~5th Ave~~ AV.







1639

25

FREE MANHATTAN AV.

FIELD AV.

73

EMERSON

AV.

EMPIRE DALES AV.

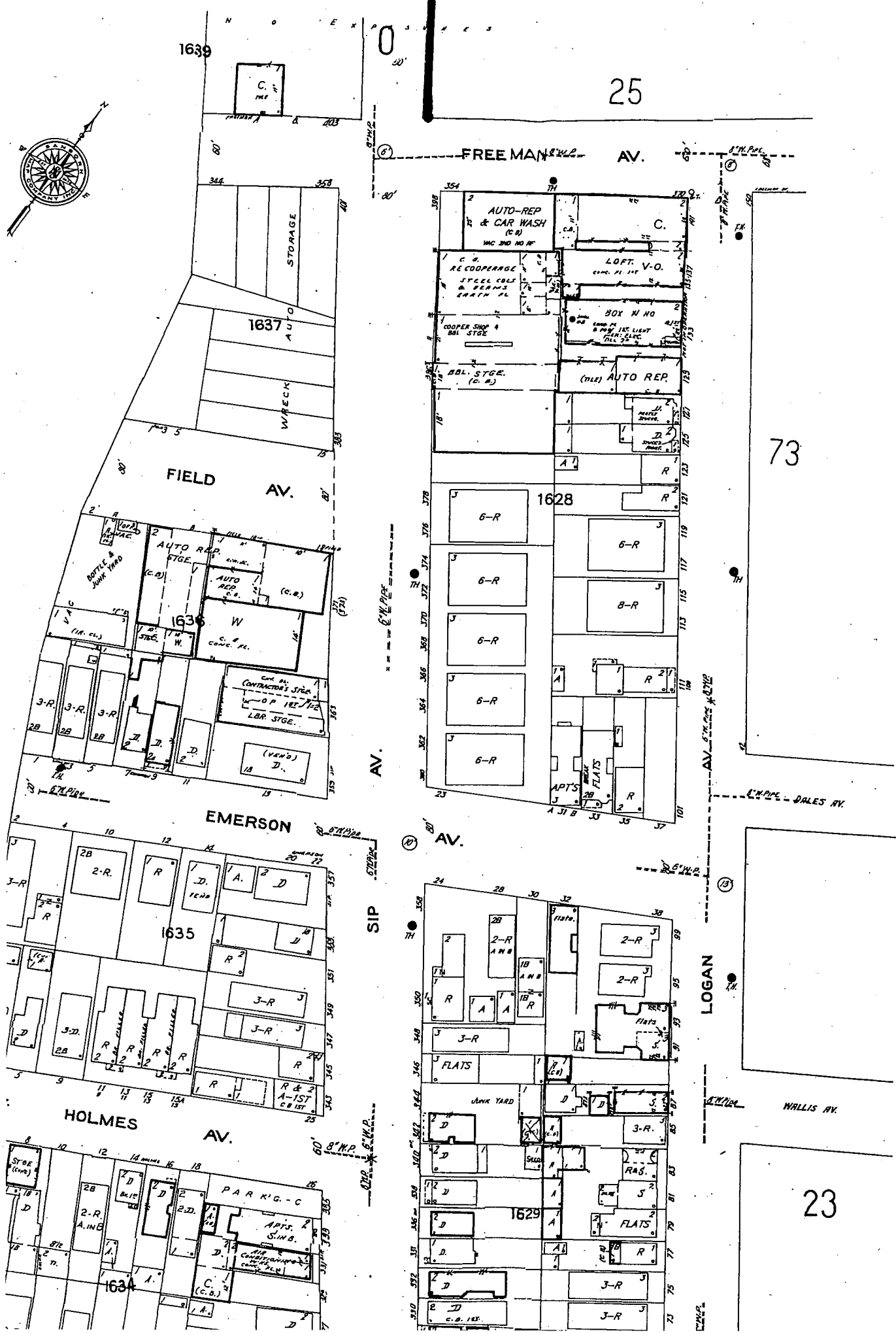
HOLMES

AV.

LOGAN

WALLIS AV.

23



Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-638

Agenda No. 10.P

Approved: AUG 22 2012

TITLE:



A RESOLUTION SUPPLEMENTING THE MANUAL OF BUS STOP DESIGNATIONS OF THE CITY OF JERSEY CITY REPEALING A NORTHBOUND BUS STOP ON WEST SIDE AVENUE AT CATOR AVENUE, FAR-SIDE AND AT McADOO AVENUE, NEAR-SIDE, ALL TIMES AND DESIGNATE A NORTHBOUND BUS STOP ON WEST SIDE AVENUE, MIDBLOCK, BETWEEN CATOR AVENUE AND McADOO AVENUE, ALL TIMES

The Municipal Council, as a whole
offered and moved adoption of the following resolution:

WHEREAS, the provisions of N.J.S.A. 39:4-197 (3) (a) provide that the Municipality may make and promulgate regulations amending, designating and/or deleting bus stops; and


WHEREAS, the provisions of Section 3-69(A)(C)(6) of the Code of the City of Jersey City provide that the Municipal Engineer may make and promulgate such regulations subject to Municipal Council approval by resolution; and

WHEREAS, the Municipal Engineer has proposed, for the purpose of increasing the flow of traffic and improving both vehicular and pedestrian safety, that the attached regulations be promulgated (Nos.12-047 AND 12-048) deleting and designating a bus stop at the locations described; and

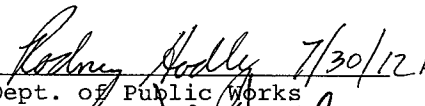
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City; that

- a. The attached regulations shall be a part of the Manual of Bus Stop Designations of the City of Jersey City (12-047) Delete a northbound bus stop on West Side Avenue @ Cator Avenue, far-side, all times and Delete a northbound bus stop on West Side Avenue @ McAdoo Avenue, near-side, all times (12-048) Designate a northbound, midblock bus stop on West Side Avenue, beginning 180 feet north of Cator Avenue and extending 135 feet northerly, all times
- b. A copy of each regulation shall be kept on file by the City Clerk for public inspection.
- c. The City Clerk and the Corporation Council may change any chapter numbers, article numbers and section numbers in order to avoid possible accidental repeaters of existing provisions.
- d. This resolution/regulation shall take effect at the time and in the manner as provided by law.

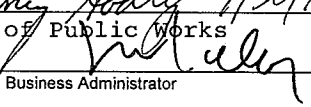
APPROVED:

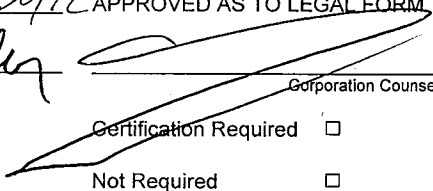

Municipal Engineer

APPROVED:


Director, Dept. of Public Works

APPROVED:


Business Administrator


Corporation Counsel

CFL:pcl
(07.30.12)

Certification Required ☐

Not Required ☐

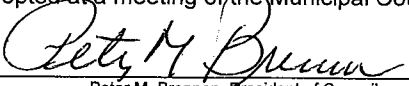
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

CITY OF
JERSEY CITY

DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING, TRAFFIC & TRANSPORTATION

RODNEY HADLEY, DPW DIRECTOR
CHUCK F. LEE, P.E., CITY ENGINEER



HONORABLE JERRAMIAH HEALY, MAYOR
JOHN KELLY, BUSINESS ADMINISTRATOR

Regulation 12-047

July 27, 2012

**BUS STOP REGULATION
REPEALED**

The locations described are hereby designated as Bus Stops. No vehicle other than an omnibus, picking up or discharging passengers, shall be permitted to occupy said location between the hours listed.

In accordance with the provisions of N.J.S.A. 39:4-197 (3) (a) and Section 3-69 (C)(6) of the Jersey City Municipal Code, the following location is hereby REPEALED as a bus stop:

STREET

HOURS

1. [*West Side Avenue, Northbound on the easterly side at:*

All Times


a. Cator Avenue - (far-side)

*Beginning at the northerly curb line of Cator Avenue and
extending to a point 100 feet northerly therefrom.*

b. McAdoo Avenue - (near-side)

*Beginning at the southerly curb line of McAdoo Avenue and
Extending to a point 105 feet southerly therefrom.]*

Division of Engineering, Traffic and Transportation


Chuck F. Lee, P.E., Municipal Engineer

Approved by Municipal Council Resolution

Date: _____

CITY OF
JERSEY CITY

DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING, TRAFFIC & TRANSPORTATION

RODNEY HADLEY, DPW DIRECTOR
CHUCK F. LEE, P.E., CITY ENGINEER



HONORABLE JERRAMIAH HEALY, MAYOR
JOHN KELLY, BUSINESS ADMINISTRATOR

Regulation 12-048

July 27, 2012

BUS STOP REGULATION
DESIGNATED

The locations described are hereby designated as Bus Stops. No vehicle other than an omnibus, picking up or discharging passengers, shall be permitted to occupy said location between the hours listed.

In accordance with the provisions of N.J.S.A. 39:4-197 (3) (a) and Section 3-69 (C)(6) of the Jersey City Municipal Code, the following location is hereby DESIGNATED as a bus stop:

STREET

HOURS

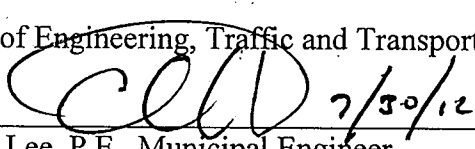
1. West Side Avenue, Northbound on the easterly side at:

All Times

a. Cator Avenue and McAdoo Avenue - (Midblock)

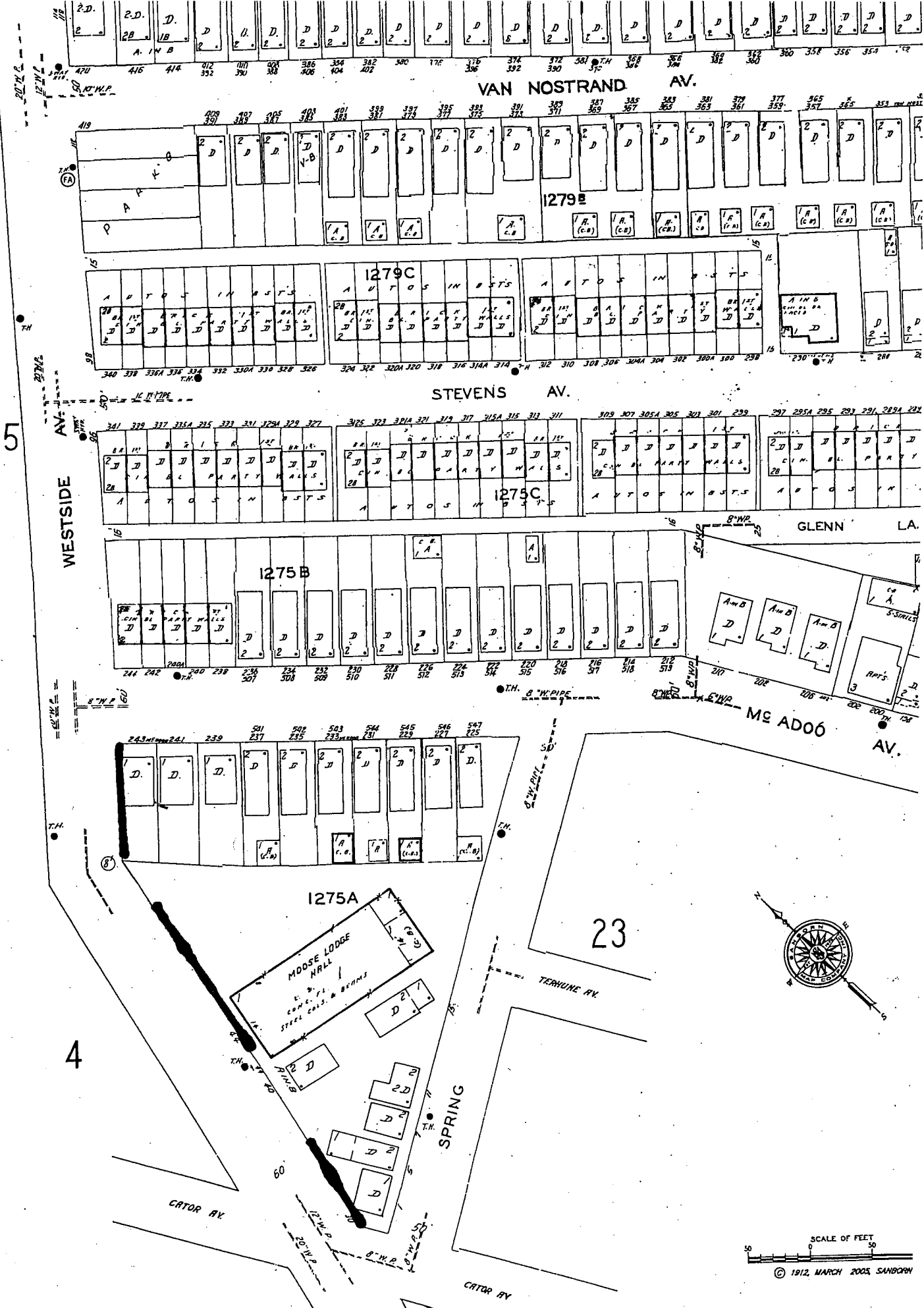
Beginning at a point 180 feet north of Cator Avenue and
extending to a point 135 feet northerly therefrom.

Division of Engineering, Traffic and Transportation


Chuck F. Lee, P.E., Municipal Engineer

Approved by Municipal Council Resolution

Date: _____



5

4

SCALE OF FEET
0 50
© 1912, MARCH 2005, SANBORN

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A RESOLUTION SUPPLEMENTING THE MANUAL OF BUS STOP DESIGNATIONS OF THE CITY OF JERSEY CITY REPEALING A NORTHBOUND BUS STOP ON WEST SIDE AVENUE AT CATOR AVENUE, FAR-SIDE AND AT McADOO AVENUE, NEAR-SIDE, ALL TIMES AND DESIGNATE A NORTHBOUND BUS STOP ON WEST SIDE AVENUE, MIDBLOCK, BETWEEN CATOR AVENUE AND McADOO AVENUE, ALL TIMES

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of Councilman Sottolano

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Delete a northbound bus stop on West Side Avenue at Cator Avenue, far-side and at McAdoo Avenue, near-side, all times

Designate a northbound, bus stop on West Side Avenue between Cator Avenue and McAdoo Avenue, midblock, beginning 180 feet north of Cator Avenue and extending to a point 135 feet north, all times.

4. Reasons (need) for the proposed program, project, etc.:

To allow for a better quality of life for the community.

5. Anticipated benefits to the community:

Establish bus stops that will better serve the riders and the community

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribute

No cost to the City. New Jersey Transit will remove and install the bus stop signs.

7. Date proposed program, or project will commence:

Upon adoption by the Municipal Council

8. Anticipated completion date:

Twenty Days after adoption by the Jersey City Municipal Council

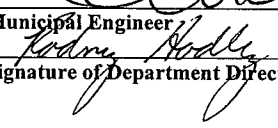
9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Division of Engineering, Traffic and Transportation, ex. 4470

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.


Municipal Engineer


Signature of Department Director


Date


Date

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-639

Agenda No. 10.0

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), GRAND STREET, EAST OF HUDSON STREET BEGINNING 8:00 A.M. AND ENDING 10:30 A.M. TUESDAY, SEPTEMBER 11, 2012 AT THE REQUEST OF THE 9-11 COMMITTEE FOR A 9-11 SERVICE

WHEREAS, the Division of Engineering, Traffic & Transportation has received an application from the 9-11 Committee to close Grand Street, east of Hudson Street beginning 8:00 a.m. and ending 10:30 a.m. on Tuesday, September 11, 2012 for the purpose of a 9-11 Service; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

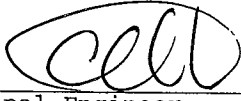
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 and 296-73 be waived; and

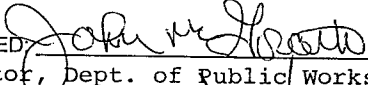
WHEREAS, the request to close Grand Street does not meet one or more of the requirements set forth in Section 296-71(A)(B)(C)(D); 296-72(B)(2)(8) and 296-73(D) and Section 122-8(A)(C) as the application for the street closing has been filed by a nonresident, will be held on a weekday and the start and end time exceed what is permitted; and

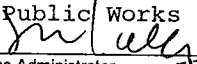
WHEREAS, the closing of the aforementioned street will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71, 296-72 and 296-73 be waived.

NOW THEREFORE IS IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Grand Street, east of Hudson Street beginning 8:00 a.m. and ending 10:30 a.m. on Tuesday, September 11, 2012.

APPROVED:


Municipal Engineer

APPROVED: 
Director, Dept. of Public Works

APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

CFL:pcl
(08.02.12)

Certification Required ☐

Not Required ☐

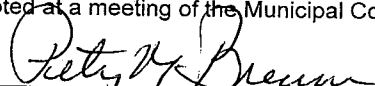
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), Grand Street, east of Hudson Street beginning 8:00 a.m. and ending 10:30 a.m., Tuesday, September 11, 2012 at the request of the 9-11 Committee for the purpose of the 9-11 Service.

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Assistant City Engineer, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of Gary R. Nye, on behalf of the 9-11 Committee, 130 Winfield Av., JCNJ 201.920.6867

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Grand Street, east of Hudson Street beginning 8:00 a.m. and ending 10:30 a.m., Tuesday, September 11, 2012

4. Reasons (need) for the proposed program, project, et
9-11 Service

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City.

7. Date proposed program or project will commence:

8:00 a.m., Tuesday, September 11, 2012

8. Anticipated completion date:

10:30 a.m., Tuesday, September 11, 2012

9. Person responsible for coordinating proposed program, project, etc.:

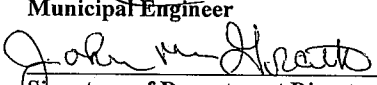
Monte Zucker, Division of Engineering, Traffic and Transportation, Department of Public Works, 201.547.4470

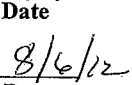
10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate to the best of my ability.


Municipal Engineer


Date


Signature of Department Director


Date

RECREATIONAL EVENT STREET CLOSURE

BLOCK: GRAND ST east of HUDSON ST

PURPOSE OF EVENT: 9-11 Service

BEGINS: 8AM

ENDS: 10:30AM

DATE: Tuesday, September 11, 2012

APPLICANT: Gary R Nye

ORGANIZATION : 9-11 Committee

ADDRESS: 130 Winfield Av

CITY, STATE, ZIP: Jersey City NJ 07305

PHONE #: 201.920.6867

BEING WAIVED: day of week, end time, nonresident, start time

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Hudson Co. Blvd

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3' 60"

PHILADELPHIA

10' 10"

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HUDSON

ST R.R. TRACKS

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RENEWAL SITE.

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GRAND ST

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AMERICAN
EXPRESS
BLDG

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FP-2001
(rel. & cond)

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130'

132'

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PALMOLIVE - CO.
OPEN DOOR

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-640

Agenda No. 10. R

Approved: AUG 22 2012

TITLE:



**RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S),
ASTOR PLACE FROM MONTICELLO AVENUE TO CRESCENT AVENUE
BEGINNING 8:00 A.M. AND ENDING 9:00 P.M. SATURDAY, AUGUST 25
(RAIN DATE SATURDAY, SEPTEMBER 1) 2012 AT THE REQUEST OF THE
ASTOR PL NEIGHBORHOOD ASSOCIATION FOR A BLOCK PARTY**

WHEREAS, the Division of Engineering, Traffic & Transportation has received an application from the Astor Pl. Neighborhood Association to close Astor Place from Monticello Avenue to Crescent Avenue beginning 8:00 a.m. and ending 9:00 p.m. on Saturday, August 25 (rain date Saturday, September 1) 2012 for the purpose of a block party; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;


WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 and 296-73 and Section 122-8 be waived; and

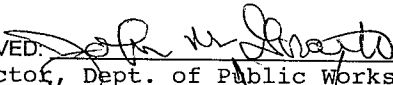
WHEREAS, the request to close Astor Place does not meet one or more of the requirements set forth in Section 296-71(A)(B)(C)(D); 296-72(B)(2)(8) and 296-73(D) and Section 122-8(A)(C) as the application for the street closing has been filed by a nonresident, and the start and end time exceed what is permitted; and

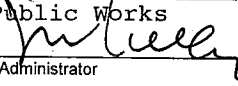
WHEREAS, the closing of the aforementioned street will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71, 296-72 and 296-73 be waived.

NOW THEREFORE IS IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Astor Place from Monticello Avenue to Crescent Avenue beginning 8:00 a.m. and ending 9:00 p.m. on Saturday, August 25 (rain date Saturday, September 1) 2012.

APPROVED:

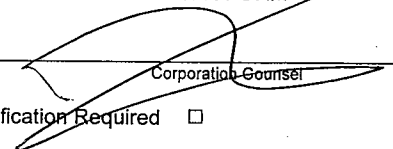

Municipal Engineer

APPROVED: 
Director, Dept. of Public Works

APPROVED: 
Business Administrator

CFL:pcl
(08.08.12)

APPROVED AS TO LEGAL FORM


Corporation Counsel

Certification Required ☐

Not Required ☐

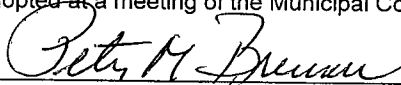
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), Astor Place from Monticello Avenue to Crescent Avenue beginning 8:00 a.m. and ending 9:00 p.m., Saturday, August 25 (rain date Saturday, September 1) 2012 at the request of the Astor Pl Neighborhood Association for the purpose of the block party.

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Assistant City Engineer, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of Tina Bland, on behalf of the Astor Pl Neighborhood Association, 72 Astor Place., JCNJ, 201.314.1675

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Astor Place from Monticello Avenue to Crescent Avenue beginning 8:00 a.m. and ending 9:00 p.m., Saturday, August 25 (rain date Saturday, September 1) 2012

4. Reasons (need) for the proposed program, project, et
Block party

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City.

7. Date proposed program or project will commence:

8:00 a.m., Saturday, August 25 (rain date Saturday, September 1) 2012

8. Anticipated completion date:

9:00 p.m., Saturday, August 25 (rain date Saturday, September 1) 2012

9. Person responsible for coordinating proposed program, project, etc.:

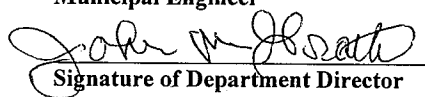
Monte Zucker, Division of Engineering, Traffic and Transportation, Department of Public Works, 201.547.4470

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate to the best of my ability.


Municipal Engineer


Date


Signature of Department Director


Date

RECREATIONAL EVENT STREET CLOSURE

BLOCK: ASTOR PL, MONTICELLO AV to CRESCENT AV

PURPOSE OF EVENT: block party

BEGINS: 8AM

ENDS: 9PM

DATE: Saturday, August 25 (rain date Saturday, September 1), 2012

APPLICANT: Tinia Bland

ORGANIZATION : Astor Pl Neighborhood Association

ADDRESS: 72 Astor Pl

CITY, STATE, ZIP: Jersey City NJ 07304

PHONE #: 201.314.1675

BEING WAIVED: end time, nonresident, start time



59

58

SCALE OF FEET
0 50 100
© 1911, FEBRUARY 2004, SANDRINE

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-641

Agenda No. 10.S

Approved: AUG 22 2012

TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), OGDEN AVENUE FROM GRIFFITH STREET TO BOWERS STREET BEGINNING NOON AND ENDING 10:00 P.M. SATURDAY, OCTOBER 13, 2012 AT THE REQUEST OF PEACE BY PIECE STUDIO FOR THE PURPOSE AN ART & MUSIC FESTIVAL PARTICIPANT OF JC STUDIO ARTS TOUR

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from Peace by Piece Studio to close Ogden Avenue from Griffith Street to Bowers Street beginning Noon and ending 10:00 p.m. Saturday, October 13, 2012 for the purpose of an art & music festival participant of JC Studio Arts Tour; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Section 296-71, 296-72 and 296-73 be waived; and

WHEREAS, the request to close Ogden Avenue does not meet one or more of the requirements set forth in Section 296-71 (B)(C)(D), 296-72(B)(2)(8) and 296-73(D) and Section 122-8(A)(B) and (C) as the street closing was submitted by a non-resident and will end later than is permitted; and


WHEREAS, the closing of the aforementioned street will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) and the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 396-71, 296-72 and 296-73 and Section 122-8 be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Ogden Avenue from Griffith Street to Bowers Street beginning Noon and ending 10:00 p.m. Saturday, October 13, 2012.

APPROVED:


Municipal Engineer

APPROVED:


Director, Dept. of Public Works


APPROVED:


Business Administrator

CFL:pcl
(07.30.12)

Certification Required ☐

Not Required ☐


Corporation Counsel

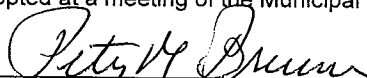
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), Ogden Avenue from Griffith Street to Bowers Street beginning Noon ending 10:00 p.m., Saturday, October 13, 2012 at the request of the Peace by Piece Studio for the purpose of art & music festival participant of JC Studio Arts Tour

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Assistant City Engineer, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of Tina Manera on behalf of Peace by Piece, 340 Seventh Street, JCNJ 201.675.6443

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Ogden Avenue from Griffith Street to Bowers Street beginning Noon and ending 10:00 p.m. Saturday, October 13, 2012

4. Reasons (need) for the proposed program, project, ET

Art & music festival participant of JC Studio Arts Tour

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

7. Date proposed program or project will commence:

Noon, Saturday, October 13, 2012

8. Anticipated completion date:

10:00 p.m., Saturday, October 13, 2012

9. Person responsible for coordinating proposed program, project, etc.:

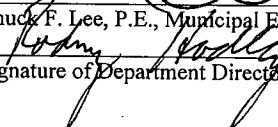
Monte Zucker, Division of Traffic and Transportation, Department of Public Works, ex. 4470

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



Chuck F. Lee, P.E., Municipal Engineer



Signature of Department Director



Date



Date

RECREATIONAL EVENT STREET CLOSURE

BLOCK: OGDEN AV from GRIFFITH ST to BOWERS ST

PURPOSE OF EVENT: art & music festival participant of JC Studio Arts Tour

BEGINS: Noon

ENDS: 10PM

DATE: Saturday, October 13, 2012

APPLICANT: Tina Manera

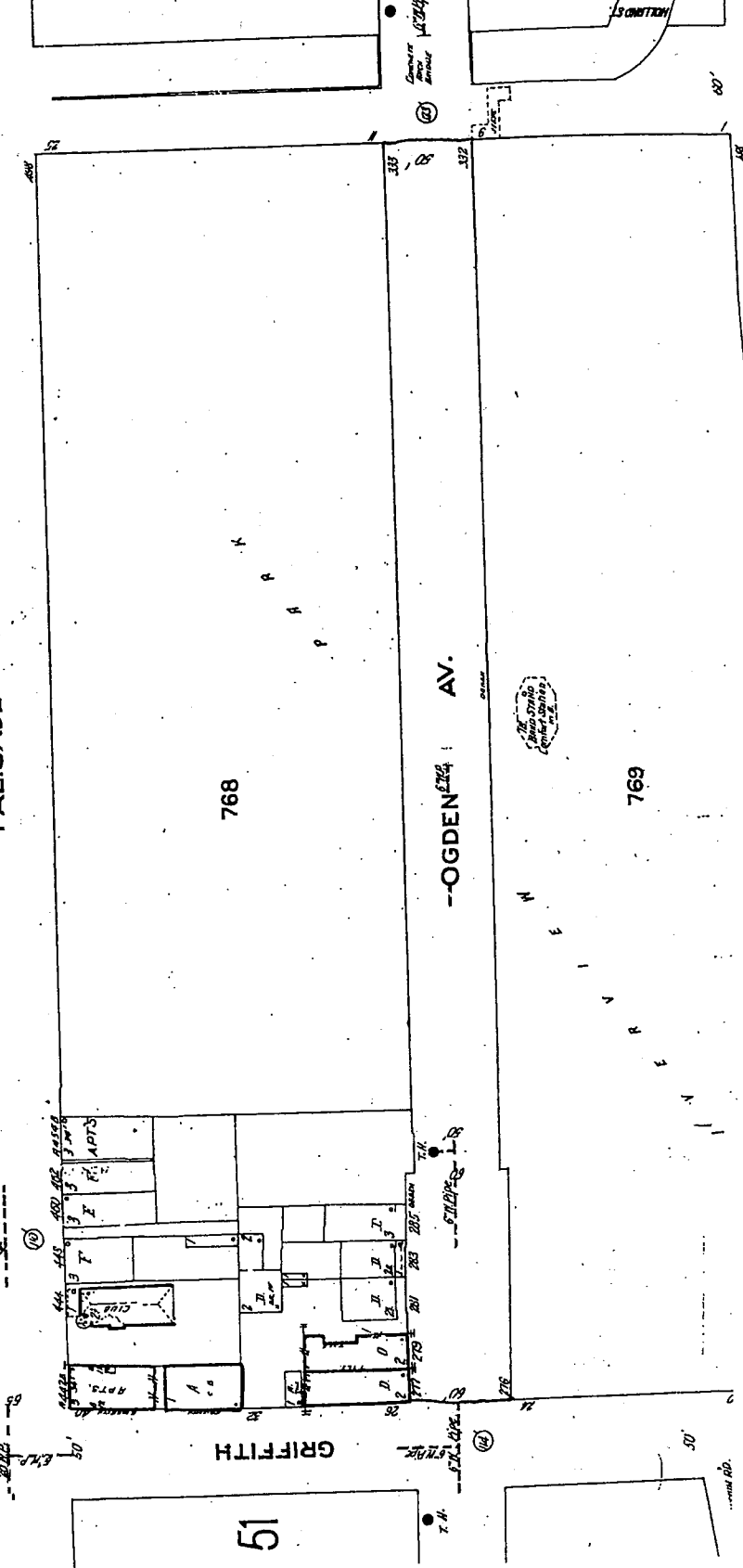
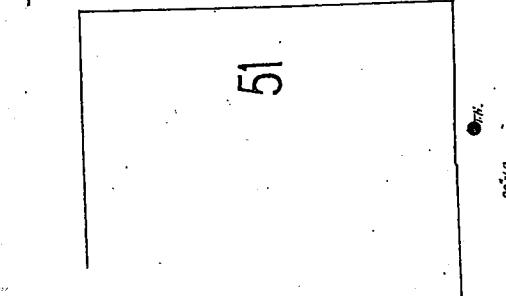
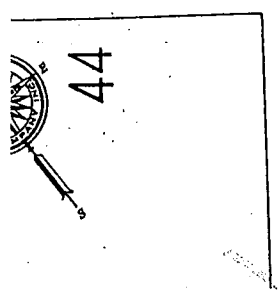
ORGANIZATION : Peace by Piece Studio

ADDRESS: 340 Seventh St

CITY, STATE, ZIP: Jersey City NJ 07302

PHONE #: 201.675.6443

BEING WAIVED: end time, nonresident



Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-642

Agenda No. 10.T

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF A CONCESSION CONTRACT TO DUNCAN SOLUTIONS FOR THE PRIVATE COLLECTION OF DEBT FOR THE JERSEY CITY MUNICIPAL COURTS

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION :

WHEREAS, the City of Jersey City (City) desires to award a contract for the private collection of debt for the Jersey City Municipal Courts (Courts); and

WHEREAS, Section 6 of P.L. 2009, c.9 (C.2B:19-6) was recently amended to authorize the use of private collection agencies to collect outstanding debt payable to Municipal Courts; and

WHEREAS, N.J.A.C. 5:34-9.4 provides that this contract may be awarded as a concession and that the Municipal Council approved the use of competitive contracting to award such a concession on July 20, 2011 (Resolution 11-483); and

WHEREAS, the City advertised for proposals pursuant to the Competitive Contracting Law, N.J.S.A. 40A:11-4.1 et seq. and received fourteen (14) responses from QUALITY ASSET RECOVERY, IC SYSTEM, PENN CREDIT, HARRIS & HARRIS, ALLIANCE ONE, TAX SERV CAPITAL NJ, MVP ENTERPRISES, MSB GOVERNMENT SERVICES, WILLIAMS, ALEXANDER & ASSOCIATES, SUNRISE CREDIT SERVICES, NCO GROUP, UCB INTELLIGENT SOLUTIONS ALLIED INTERNATIONAL CREDIT, and DUNCAN SOLUTIONS; and

WHEREAS, a committee appointed by the Business Administrator has reviewed the proposals using the evaluation method detailed in the City's Request for Proposal, which at first narrowed the search to four finalists (PENN CREDIT, MSB GOVERNMENT SERVICES, NCO GROUP, and DUNCAN SOLUTIONS) who were then brought in to make in person presentations to the committee, resulting in the final recommendation that the contract for FIVE YEARS be awarded to DUNCAN SOLUTIONS (the committee's report is attached hereto); and

WHEREAS, the collection of debt is a concession, in which the vendor is paid from the proceeds of the moneys collected, and therefore there are no municipal funds to be appropriated, certified, or used for this contract; and

City Clerk File No. Res. 12-642Agenda No. 10.I AUG 22 2012

TITLE:

WHEREAS, the New Jersey Administrative Office of the Courts (A.O.C.) requires contracts for private court collections be approved by the A.O.C. prior to their implementation but after the approval by the municipality's governing body (Jersey City's Municipal Council);

NOW , THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City authorizes the Mayor and/or the Business Administrator to award a concession contract to Duncan Solution for the private collection of debt at the Jersey City Municipal Courts pending the approval of the Director of the New Jersey Administrative Office of the Courts.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The department, division or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full Title of Ordinance/Resolution/Cooperation Agreement :

RESOLUTION AUTHORIZING A THE AWARD OF A CONCESSION CONTRACT WITH DUNCAN SOLUTIONS FOR THE PRIVATE COLLECTION OF DEBT AT THE MUNICIPAL COURTS

2. Name and Title of Person Initiating Ordinance/Resolution :

GREGORY J. CORRADO, ASSISTANT BUSINESS ADMINISTRATOR

3. Concise Description of the Program, Project or Plan Proposed in the Ordinance/Resolution:

RECENTLY, THE NEW JERSEY STATE SUPREME COURT APPROVED THE USE OF PRIVATE AGENCIES TO COLLECT DELINQUENT DEBT FROM DEFENDANTS WHO HAVE PLED GUILTY, AGREED TO A PAYMENT PLAN, AND THEN DID NOT MAKE THE PAYMENTS DUE.

THE NEW JERSEY ADMINISTRATIVE OFFICE OF THE COURTS OVERSEES THIS PROCESS AND MUST APPROVE ALL CONTRACTS BEFORE THEY ARE IMPLEMENTED BUT AFTER THEY ARE APPROVED BY THE MUNICIPAL COUNCIL.

4. Reasons (Need) for the Proposed Program, Project, etc.:

TO COLLECT DEBT OWED TO THE MUNICIPAL COURT.

5. Anticipated Benefits to the Community:

THE COLLECTION OF THIS DEBT WILL INCREASE REVENUE TO THE CITY AND WILL BENEFIT TAXPAYERS BY SUPPLEMENTING TAX REVENUES.

6. Cost of Proposed Program, Project, etc. (Indicate the dollar amount of City, State and Federal Funds to be used, as well as match and in-kind contributions.)

SINCE THIS IS A CONCESSION, THE VENDOR IS PAID FROM THE PROCEEDS OF THE COLLECTIONS; THEREFORE, THERE IS NO COST TO THE CITY'S APPROPRIATIONS.

7. Date Proposed Program or Project will Commence:

SEPTEMBER 1, 2012

8. Anticipated Completion Date:

AUGUST 31, 2017 (THE CONTRACT IS FOR FIVE YEARS)

9. Person Responsible for Coordinating Proposed Program/Project:

GREGORY J. CORRADO, ASSISTANT BUSINESS ADMINISTRATOR

I certify that all the facts presented herein are accurate. To my knowledge.



Signature of Department Director

8-15-12

Date

Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 12-643

Agenda No. _____ 10.U

Approved: _____ AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PAPERMART, INC. FOR FURNISHING AND DELIVERING COPIER PAPER FOR VARIOUS LOCATIONS FOR THE DEPARTMENT OF PUBLIC WORKS

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Purchasing Director acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for **Copier Paper for Various Locations** for the Department of Public Works pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement the City of Jersey City received (2) Bids, the lowest bid being that from Paper Mart, Inc., 151 Ridgedale Avenue, East Hanover, NJ 07936 in the total bid amount of **Seventy Seven Thousand, Fifteen (\$77,015.25) Dollars and Twenty Five cents**; and

WHEREAS, the Purchasing Director has certified that he considers said bid to be fair and reasonable; and

WHEREAS, the contract is for (1) one year commencing the date of the award of the contract and the City reserves the right to extend the contract for (2) two additional (1) one year term pursuant to specifications and bids thereon; and

WHEREAS, the sum of **Seventy Seven Thousand, Fifteen (\$77,015.25) Dollars and Twenty Five cents**; will be budgeted for the 2012, 2013, 2014 and 2015 temporary and permanent budgets subject to the approval of said budget by the Municipal Council; and

WHEREAS, the funds for this purchase are available in **Account # 01-201-31-433-201**; and

WHEREAS, the sum of **Ten Thousand Dollars(\$10,000.00)** is available in the 2012 temporary and permanent budget; and

Department of Public Works

Account Number:	Purchase Order	Temp. Encumbrance
01-201-31-433-201	107349	\$10,000.00

WHEREAS, these funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.; and

WHEREAS, if funds are not available for the contract in the 2012, 2013, 2014 and 2015 temporary and permanent budgets, the contract will be terminated.

WHEREAS, the remaining contract funds of **Sixty Seven Thousand, Fifteen (67,015.25) Dollars and Twenty Five Cents**, will be made available in the 2012 and 2013 temporary and permanent budgets; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said bid of the aforementioned **PaperMart, Inc.**, be accepted and that a contract be awarded to said company in the above amount and the Purchasing Director is directed to have such a contract drawn up and executed; and be it further

(Continued on page 2)

TITLE:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PAPERMART, INC. FOR FURNISHING AND DELIVERING COPIER PAPER FOR VARIOUS LOCATIONS FOR THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A 40A:5-1 st. seq; and be it further

JFA/KW
8/14/12

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 1:5-31 et. seq. and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf

I, Donna Mauer, Donna Mauer, Chief Financial Officer, hereby certify that funds are available for this expenditure in accordance with the Local Budget Law, N.J.S.A 40A:4-1 et seq. in account No. 01-201-31-433-201

Department of Public Works

Account Number:
01-201-31-433-201

Purchase Order

107349Temp. Encumbrance
\$10,000.00

Approved by

Peter Fólgado, Purchasing Director, RPPO, QPA

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

RESOLUTION FACT SHEET
OF BID RECEPTION

FULL TITLE OF RESOLUTION:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PAPERMART, INC. FOR FURNISHING AND DELIVERING COPIER PAPER FOR VARIOUS LOCATIONS FOR THE DEPARTMENT OF PUBLIC WORKS

PERSON AND DEPARTMENT REQUESTING BID RECEPTION:

Rodney Hadley, Director, Department of Public Works

PERSON RESPONSIBLE FOR CONDUCTING BID RECEPTION:

Peter Folgado, Director, Division of Purchasing

NUMBER OF PROPOSALS PICKED-UP:

Nine (9)

DATE BIDS WERE PUBLICLY RECEIVED:

June 28, 2012

NUMBERS OF BIDS RECEIVED:

Two (2)

DESCRIBE THE PROGRAM OR PROJECT REQUIRING BIDS:

Furnishing and Delivering Copier Paper for various locations for the Department of Public Works.

BIDDER'S INFORMATION:

- A) COMPLETE NAME AND ADDRESS OF ALL BIDDERS
- B) BID RESULTS

1) Papermart, Inc
151 Ridgedale Avenue
East Hanover, NJ 07936

Grand Total Bid Price

\$77,015.25

2) W.B Mason, Inc
535 Secaucus Road
Secaucus, NJ 07094

\$77,419.25

BID QUOTATION IS CONSIDERED TO BE FAIR AND REASONABLE:

**I CERTIFY THAT ALL THE FACTS
HAVE BEEN PRESENTED**

Date

8/1/12

Peter Folgado, Director of Purchasing, RPPO, QPA

BID FORM

	<u>Maximum Quantity</u>		<u>Description</u>	<u>Unit Price</u>	<u>Extension</u>
1)	1500	Cartons	Rolland Enviro 100 - 8 1/2 x 11 Copier Paper 20 lbs. White Or <u>Approved Equal</u> <i>Eagle office</i>	<u>34.51</u>	<u>51765.00</u>
2)	300	Cartons	Rolland Enviro 100 - 8 1/2 x 14 <i>multi purpose 100</i> Copier Paper 20 lbs. White Or <u>Approved Equal</u>	<u>46.92</u>	<u>14076.00</u>
3)	75	Cartons	Rolland Enviro 100 - 11x17 Copier Paper 20 lbs. White Or <u>Approved Equal</u>	<u>36.89</u>	<u>2766.75</u>
4)	75	Cartons	<i>Rolland</i> Rolland Enviro 100 - 8 1/2 x 11 Copier Cardstock 80 lbs. White Or <u>Approved Equal</u>	<u>46.47</u>	<u>3485.25</u>
5)	25	Cartons	<i>Rolland</i> Rolland Enviro 100 - 11x17 Copier Cardstock 80 lbs. White Or <u>Approved Equal</u>	<u>49.33</u>	<u>1233.25</u>
6)	100	Cartons	<i>Eagle office</i> Rolland Enviro 100 - 8 1/2 x 11 3 Hole Copier Paper 20 lbs. White Or <u>Approved Equal</u> <i>multi purpose 100</i>	<u>36.89</u>	<u>3689.00</u>

TOTAL BID AMOUNT \$ 77015.25

Seventy seven thousand seven and 25 cents

(Total Bid Amount in Written Words)

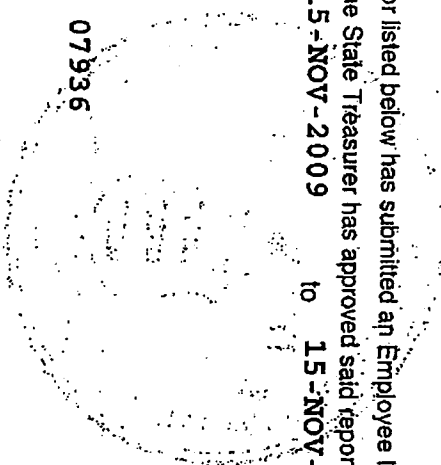
6-17-12
Papamart
Inc.

Certification 765

CERTIFICATE OF EMPLOYEE INFORMATION REPORT RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of **15-NOV-2009** to **15-NOV-2012**

**PAPER MART, INC.
151 RIDGEDALE AVENUE
E. HANOVER NJ 07936**





State Treasurer

Sincerely,

John E. Tully
John E. Tully, CPA
Acting Director

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE
FOR STATE AGENCY AND CASINO SERVICE CONTRACTORS

DEPARTMENT OF TREASURY
DIVISION OF REVENUE
PO BOX 281
TRENTON, NJ 08646-0282

TAXPAYER NAME:

PAPER MART, INC.

TAXPAYER IDENTIFICATION#:

221-180-805/000

ADDRESS:

151 RIDGEDALE AVE
E HANOVER NJ 07936

EFFECTIVE DATE:

09/19/00

FORM-BRC(08-01)

TRADE NAME:

SEQUENCE NUMBER:

0062240

ISSUANCE DATE:

07/28/04

John E. Tully
Acting Director

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.



New Jersey Division of Revenue

Revenue NJBGS

On-Line Business Registration Certificate Service

CERTIFICATE NUMBER 0062240 FOR PAPER MART, INC. IS VALID.

VERIFIED
PG

Resolution of the City of Jersey City, N.J.

City Clerk File No. _____ Res. 12-644

Agenda No. _____ 10.V

Approved: _____ AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO TRI-SEASON LANDSCAPING FOR GATEWAY BEAUTIFICATION MAINTENANCE AT VARIOUS LOCATIONS, PROJECT NO. 12-002PF FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF PARK MAINTENANCE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City's Purchasing Director acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for **Gateway Beautification Maintenance at Various Locations, Project No 12-002PF** for the Department of Public Works/Division of Park Maintenance pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received **Three (3) Bids**, the lowest bid being that from **Tri-Season Landscaping, 2560 US Highway 22 #345, Scotch Plains New Jersey 07076**, in the total bid amount of **Seventy Two Thousand, Four Hundred Eighty (\$72,480.00) Dollars**; and

WHEREAS, the City's Purchasing Director has certified that he considers said bid to be fair and reasonable; and

WHEREAS, the bid specifications provide for (17) Seventeen months contract commencing September 1, 2012 thru February 28, 2014 pursuant to specifications and bids thereon; and

WHEREAS, these funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

WHEREAS, the sum of **Seventy Two Thousand, Four Hundred Eighty (\$72,480.00) Dollars**, will be budgeted for in the 2012 permanent budget subject to the approval of said budget by the Municipal Council; and

WHEREAS, the funds for this purchase are available in **EDC Account # 01-203-40-224-314**; and

Department of Public Works/Div. of Park Maintenance

Account Number:	P.O. No.	Amount
01-203-40-224-314	107307	\$72,480.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said bid of the aforementioned **Tri-Season Landscaping** be accepted and that a contract be awarded to said company in the above amount and the Purchasing Director is directed to have such a contract drawn up and executed; and be it further

City Clerk File No. Res. 12-644
 Agenda No. 10.V AUG 22 2012

TITLE:

**RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO TRI-SEASON
 LANDSCAPING FOR GATEWAY BEAUTIFICATION MAINTENANCE AT VARIOUS
 LOCATIONS, PROJECT NO. 12-002PF FOR THE DEPARTMENT OF PUBLIC WORKS,
 DIVISION OF PARK MAINTENANCE**

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, that the same has been received and that the requirements of the contract met, then; payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-ET, seq; and be it further

3FA16W
8/14/12

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Account shown below

Department of Public Works/Div. of Park Maintenance

Account Number:

P.O. No.

Amount

01-203-40-224-314

107382

\$72,480.00

Approved by Peter Folgado
 for Peter Folgado, Purchasing Director, RPPO, QPA

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

RESOLUTION FACT SHEET
OF BID RECEPTION

FULL TITLE OF RESOLUTION:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO TRI-SEASON LANDSCAPING FOR GATEWAY BEAUTIFICATION MAINTENANCE AT VARIOUS LOCATIONS YEAR 2012, PROJECT NO. 12-002PF FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF PARK MAINTENANCE

PERSON AND DEPARTMENT REQUESTING BID RECEPTION:

Rodney Hadley, Director, Department of Public Works

PERSON RESPONSIBLE FOR CONDUCTING BID RECEPTION:

Peter Folgado, Director, Division of Purchasing

NUMBER OF PROPOSALS PICKED-UP:

Three (3)

DATE BIDS WERE PUBLICLY RECEIVED:

July 19, 2012

NUMBERS OF BIDS RECEIVED:

Three (3)

DESCRIBE THE PROGRAM OR PROJECT REQUIRING BIDS:

Gateway Beautification Maintenance at Various Locations for the Department of Public Works/Division of Park Maintenance

BIDDER'S INFORMATION:

- A) COMPLETE NAME AND ADDRESS OF ALL BIDDERS
- B) BID RESULTS

	Grand Total Bid Price
1) Tri-Season Landscaping 2560 US Highway 22 Scotch Plains, NJ 07076	\$72,480.00
2) Shauger Property Services 429 Dodd Street East Orange, NJ 07017	\$148,710.00
3) M. J. Hoag Contracting, Inc P.O Box 202 Kenilworth, NJ 07033	\$208,660.00

BID QUOTATION IS CONSIDERED TO BE FAIR AND REASONABLE:

**I CERTIFY THAT ALL THE FACTS
HAVE BEEN PRESENTED**

Date

8/1/12

Peter Folgado, Director of Purchasing, RPPO, QPA

SCHEDULE OF PRICES

ITEM NO. 1 GATEWAY BEAUTIFICATION MAINTENANCE

Lump Sum

\$ 62,000

Sixty two thousand dollars
(Write Lump Sum Price)

ITEM NO. 2 BANNERS

112 Unit @ \$ 85 per Unit

\$ 9,520

Ninety five hundred twenty dollars
(Write Unit Price)

ITEM NO. 3 TWIN BANNER ARMS

8 Unit @ \$ 120 per Unit

\$ 960

Nine hundred sixty dollars
(Write Unit Price)

TOTAL BID PRICE

\$ 72,480
(Price in Figures)

\$ Seventy two thousand four hundred eighty dollars
(Price in Words, Dollars and Cents)

NOT AN
ELECTRICIAN'S
OR PLUMBER'S
LICENSE

State Of New Jersey
New Jersey Office of the Attorney General
Division of Consumer Affairs

THIS IS TO CERTIFY THAT THE
Division of Consumer Affairs

HAS REGISTERED

Tri-Season Landscaping & Construction Inc.
Anthony Leone
2560 US Highway 22 # 345
Scotch Plains NJ 07076

FOR PRACTICE IN NEW JERSEY AS A(N): Home Improvement Contractor

New Jersey Office of the Attorney General
Division of Consumer Affairs
THIS IS TO CERTIFY THAT THE
Division of Consumer Affairs
HAS REGISTERED
Tri-Season Landscaping & Construction Inc.
Home Improvement Contractor

NOT AN ELECTRICIAN'S OR PLUMBER'S LICENSE
11/16/2011 TO 12/31/2012
VALID

13VH02526800

License/Registration/Certificate #

SIGNATURE

DIRECTOR

11/16/2011 TO 12/31/2012
VALID

13VH02526800

LICENSE/REGISTRATION/CERTIFICATION #

Signature of Licensee/Registrant/Certificate Holder

DIRECTOR

PLEASE DETACH HERE
IF YOUR LICENSE/REGISTRATION/
CERTIFICATE ID CARD IS LOST
PLEASE NOTIFY:

Division of Consumer Affairs
P.O. Box 46016
Newark, NJ 07101

PLEASE DETACH HERE

Tri-Season Landscaping & Construction Inc.

YOUR LICENSE/REGISTRATION/CERTIFICATE NUMBER IS 13VH 02526800 . PLEASE USE IT IN ALL
CORRESPONDENCE TO THE DIVISION OF CONSUMER AFFAIRS. USE THIS SECTION TO REPORT ADDRESS
CHANGES. YOU ARE REQUIRED TO REPORT ANY ADDRESS CHANGES IMMEDIATELY TO THE ADDRESS NOTED
BELOW.

Division of Consumer Affairs
P.O. Box 46016
Newark, NJ 07101

PRINT YOUR NEW ADDRESS OF RECORD BELOW.

YOUR ADDRESS OF RECORD IS THE ADDRESS THAT WILL PRINT ON
YOUR LICENSE/REGISTRATION/CERTIFICATE AND IT MAY BE MADE
AVAILABLE TO THE PUBLIC.

HOME ☐

BUSINESS ☐

TELEPHONE
INCLUDE AREA CODE

PRINT YOUR NEW MAILING ADDRESS BELOW.

YOUR MAILING ADDRESS IS THE ADDRESS THAT WILL BE USED BY THE
DIVISION OF CONSUMER AFFAIRS TO SEND YOU ALL CORRESPONDENCE.

HOME ☐

BUSINESS ☐

TELEPHONE
INCLUDE AREA CODE

If the law governing your profession requires the current license/registration/certificate to be displayed, it should be
within reasonable proximity of your original license/registration/certificate at your principal office or place of
business.

Certificate Number
621233

Registration Date: 11/13/2010
Expiration Date: 11/12/2012



State of New Jersey

Department of Labor and Workforce Development Division of Wage and Hour Compliance

Public Works Contractor Registration Act

Pursuant to N.J.S.A. 34:11-56.48, et seq. of the Public Works Contractor Registration Act, this certificate of registration is issued for purposes of bidding on any contract for public work or for engaging in the performance of any public work to:

Responsible Representative(s):
Anthony Leone, President
Gordon Coletti, Vice-President

Responsible Representative(s):

Tri-Season Landscaping & Construction Inc.

Harold J. Wirths

Harold J. Wirths, Commissioner
Department of Labor and Workforce Development

NON TRANSFERABLE

This certificate may not be transferred or assigned and may be revoked for cause by the Commissioner of Labor and Workforce Development.



New Jersey Division of Revenue

Revenue NJBGS

On-Line Business Registration Certificate Service

CERTIFICATE NUMBER 0978158 FOR TRI-SEASON LANDSCAPING & CONSTRUCTION
INC. IS VALID.

VERIFIED
PC



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:	TRI-SEASON LANDSCAPING & CONSTRUCTION INC.
Trade Name:	
Address:	2260 SUNRISE COURT SCOTCH PLAINS. NJ 07076-1943
Certificate Number:	0978158
Effective Date:	March 27, 2003
Date of Issuance:	December 06, 2011

For Office Use Only:

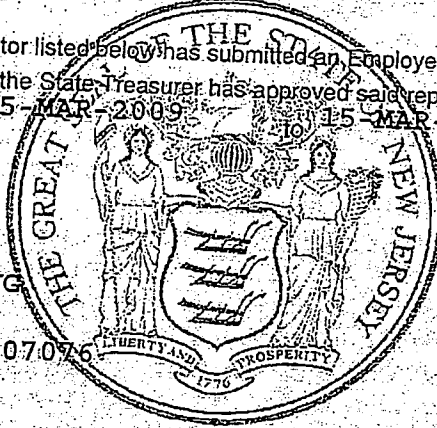
20111206160204953

Certification 43011

CERTIFICATE OF EMPLOYEE INFORMATION REPORT

INITIAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15-MAR-2009 to 15-MAR-2016



TRI SEASON LANDSCAPING
2560 VS HWY 22 345
SCOTCH PLAIN

NJ 07096

A handwritten signature in black ink, likely belonging to the State Treasurer, positioned above the title.

State Treasurer

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-645

Agenda No. 10.W

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH DUNCAN HARDWARE FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS / BUILDINGS AND STREET MAINTENANCE

COUNCIL
THE FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF

WHEREAS, Resolution No. 10-604, approved on August 25, 2010, awarded a contract in the amount of \$29,619.80 to Duncan Hardware for furnishing and delivering hardware supplies for the City of Jersey City (City), Department of Public Works / Buildings and Street Maintenance; and

WHEREAS, the bid specifications provided the City with the option to renew the contract for two additional one-year periods; and

WHEREAS, Resolution No. 11-622, approved on August 31, 2011, exercised the first option to renew the contract for the amount of \$30,597.25; and

WHEREAS, the contractor has been performing the services in an effective and efficient manner; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City desires to exercise the final option and renew the contract for an additional one-year period effective as of August 26, 2012 and ending on August 25, 2013; and

WHEREAS, the total cost of the contract renewal is \$31,056.21; and

WHEREAS, funds in the amount of \$8,000.00 are available in Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-211.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- 1) The Mayor or Business Administrator is authorized to renew the agreement with Duncan Hardware for furnishing and delivering hardware supplies for the City of Jersey City (City), Department of Public Works / Buildings and Street Maintenance;
- 2) The renewal contract is for twelve (12) months effective as of August 5, 2012, and the total cost of the contract shall not exceed \$31,056.21;
- 3) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2012 calendar year temporary budget, shall be subject to the availability and appropriation of sufficient funds in the 2012 calendar year permanent budget and in the subsequent calendar year budget; and
- 4) The award of this contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10-5-31 et seq.

JFA/jw
8/14/12

(Continued on Page 2)

City Clerk File No. Res. 12-645Agenda No. 10.W AUG 22 2012

TITLE:

**RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH DUNCAN
HARDWARE FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR
THE DEPARTMENT OF PUBLIC WORKS / BUILDINGS AND STREET
MAINTENANCE**

I, Donna Mauer Donna Mauer, as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-211 for payment of the above resolution.

Requisition # 0159016Purchase Order # 107360Temp.Encumbrancy \$8,000.00

RWH/sb
July 30, 2012

APPROVED: Rodney W. Hadley 7/31/12 APPROVED AS TO LEGAL FORM

Rodney W. Hadley, Director, Department of Public Works

APPROVED: Jim Kelly

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/resolution/cooperative agreement:

Resolution authorizing the renewal of a contract with Duncan Hardware for furnishing and delivering hardware supplies for the Department of Public Works, Division of Buildings and Street Maintenance.

2. Name and title of person initiating ordinance/resolution, etc.:

Rodney W. Hadley, Director of the Department of Public Works for the Division of Buildings and Street Maintenance.

3. Concise description of program, project or plan proposed in the ordinance/resolution:

To provide hardware supplies.

4. Reasons (need) for the proposed program, project, etc.:

Resolution authorizing the renewal of a contract with Duncan Hardware for furnishing and delivering hardware supplies for the Department of Public Works, Division of Buildings and Street Maintenance.

5. Anticipated benefits to the community:

To provide hardware supplies for the City of Jersey City / Department of Public Works.

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contributions):

The cost of this contract renewal is thirty one thousand and fifty six dollars and twenty one cents (\$31,056.21).

7. Date the proposed program, or project will commence:

Upon adoption by The Jersey City Municipal Council.

8. Anticipated completion date:

August 25, 2013.


9. Person responsible for coordinating proposed program, project, etc.:

John McGrath, Director, Division of Buildings and Street Maintenance, Department of Public Works.

10. Additional comments:

Resolution proposed at the recommendation of the the Director of Buildings and Street Maintenance.

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.


Signature of Department Director

7/31/12
Date

CERTIFICATION OF RODNEY W. HADLEY

I, Rodney W. Hadley, of full age, hereby certifies as follows:

1. I am the Director of the Department of Public Works for the City of Jersey City.
2. Resolution authorizing the renewal of a contract with Duncan Hardware for furnishing and delivering hardware supplies for the Department of Public Works, Division of Buildings and Street Maintenance.
3. The total funds requested for this purpose is \$31,056.21.
4. The funds are available in **Buildings and Street Operating Account No. 01-201-26-291-211.**
5. I certify that the foregoing statements are true. I am aware that if any of the forgoing statements made by me are willfully false, I am subject to legal action to the fullest extent of the law.

Dated: 7/31/12

Rodney W. Hadley
Rodney W. Hadley
Director of Department of Public Works

CITY OF
JERSEY CITY
Department of Public Works

JERRAMIAH HEALY
Mayor

RODNEY W. HADLEY
Director



575 Route 440
Jersey City, NJ 07305
(201) 547-4400
Fax: (201) 547-5264

August 7, 2012

President and Members of the Municipal Council
City Hall – 280 Grove Street
Jersey City, NJ 07302

RE: Contract Renewal (Hardware Supplies)

Dear Council President and Members of the Municipal Council:

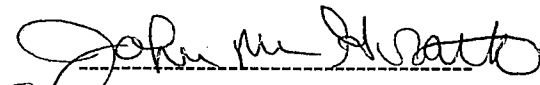
The purpose of this letter is to explain the above subject matter. Resolution No. 10-604, approved on August 25, 2010, awarded a contract in the amount of \$29,619.80 to Duncan Hardware for furnishing and delivering hardware supplies. The bid specifications provided the City with the option to renew the contract for up to two (2) additional one year terms, with the renewal contract prices being the preceding year's contract prices as adjusted according to the Federal Consumer Price Index published by the Bureau of Labor Statistics.

Resolution No. 11-622, approved on August 31, 2011, exercised the first option to renew the contract for the amount of \$30,597.25. The contractor has been performing the services in an effective and efficient manner. The City desires to exercise the final option and renew the contract for an additional one-year period effective as of **August 26, 2012 and ending on August 25, 2013**. The total cost of the contract renewal is **\$31,056.21**.

The funds are available for this expenditure in **Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-211** for payment.

Should you have any questions/concerns or require further details regarding this matter, please do not hesitate to contact us.

Sincerely,


for Rodney W. Hadley, DPW Director

Cc: Jack Kelly, Business Administrator

BID PROPOSAL/DOCUMENTS

HARDWARE SUPPLIES DPW/DIVISION OF BUILDINGS & STREET MAINTENANCE

This contract will be awarded as an open-end contract. The minimum and the maximum number of quantities for each item or as stated below.

Vendor will bid on the maximum number quantity

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
1	50 - 100 ea.	Gerber (Water Supply Tap Valves) or Approved Equal	3.55	355.00
2	50 - 100 ea.	Bowl - X (Toilet Wax Rings)	1.20	120.00
3	50 - 100 ea.	12" Toilet Supply Lines	2.10	210.00
4	15 - 30 ea.	72" Supply Lines	16.90	507.00
5	10 - 20 ea.	1/8" Black Plugs	40	8.00
6	25 - 50 ea.	Boxes Armstrong 7550 Ceiling Tiles, 2'X4' or Approved Equal	57.00	2850.00
7	25 - 50 ea.	Wax Applicators	5.80	290.00
8	10 - 20 ea.	Arrow (Paks 3/8" Staples)	2.75	55.00
9	15 - 30 ea.	PVC Adapters 1 1/2" PVC - 1 1/2" IPS	.60	18.00
10	15 - 30 ea.	PVC Adapters 2" PVC - 2" IPS	.70	21.00
11	11 - 21 ea.	Company Henry #430 (3 Gallons Tile Adhesive) or Approved Equal (4 Gallons)	35.80	751.80
12	26 - 48 ea.	Clear Phenoseal (Tubes Silicone Caulking)	3.40	163.20
13	4 - 8 ea.	Jackson Heavy Duty Steel with flat free Tiro #M6FFBB (No Substitute)	145.00	1160.00
14	5 - 10 ea.	Con Krylon Spray Paints or Approved Equal	450	45.00
15	5 - 10 ea.	Ideal 2 5/8" Horse Clamps #6X200	1.25	12.50
16	10 - 20 ea.	Duracell, Procell AAA Batteries 12pcs per pack or Approved Equal	6.40	128.00
17	10 - 20 ea.	Duracell, Procell AA Batteries 12pcs. Per Pack or Approved Equal	6.40	128.00

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
18	5 - 10 ea.	Duracell, Procell D Batteries 12pcs. Per Pack or Approved Equal	13.80	138.00
19	3 - 6 ea.	8" Rigid Pipe Wrench #31055	18.90	113.40
20	3 - 6 ea.	10" Rigid Pipe Wrench #31010	20.90	125.40
21	25 - 50 ea.	3/8" Zing Washers	.15	7.50
22	0 - 3 Cases	24 rolls per case, 60 yds per roll, 3M #425.2 Large Duct Tape	119.00	357.00
23	5 - 10 ea.	Fluted Lbs Masonary Nails	2.90	29.00
24	3 - 6 ea.	Newborn Caulking Guns with puncture pin #111	4.50	27.00
25	5 - 10 ea.	Delta Sink Strainers or Approved Equal	5.50	55.00
26	5 - 10 ea.	Lbs Plumbers Putty E-Z Weld	1.75	17.50
27	5 - 10 ea.	5" Union Painting Trowels	3.10	31.00
28	50 - 100 Cases	Armstrong Floor Tile, White Pebble or Approved Equal	36.50	3650.00
29	5 - 10 ea.	Fine, 4" Tee Plates	2.50	25.00
30	10 - 20 ea.	3/8" Carbide Tipped Masonary Bits, Dewalt #DW5230 (No Substitute)	3.95	79.00
31	0 - 1 ea.	Wener 6' Fiberglass Stepladder, Type 1-A #6206 (No Substitute)		96.00
32	0 - 1 ea.	Wener 8' Fiberglass Stepladder, Type 1-A #6208 (No Substitute)		120.00
33	0 - 1 ea.	Wener 10' Fiberglass Stepladder, Type 1-A #6210 (No Substitute)		156.00
34	0 - 1 ea.	Wener 12' Fiberglass Stepladder, Type 1-A #6212 (No Substitute)		220.00
35	3 - 6 ea.	Anti Seize Roles Teflon Tapes	1.25	7.50
36	3 - 6 ea.	Bosch Dremmel Multi Tools or Approved Equal	26.00	156.00
37	3 - 6 ea.	Bosch 125 Pieces Dremmel Parts or Approved Equal	130.00	780.00
38	3 - 6 ea.	Polyethylene Sheeting-6 mil, 10'X100" #C0610	32.00	192.00

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
39	0 - 2 ea.	Lenox Sawzall Blades, Metal, 25pcs per pkg. #B118R,6" (No Substitute)	68. ⁰⁰	136. ⁰⁰
40	0 - 1 ea.	Lenox Sawzall Blades, Metal, 25pcs per pkg. #B818R,9" (No Substitute)		78. ⁰⁰
41	0 - 1 ea.	Lenox Sawzall Blades, Metal, 25pcs per pkg. #B606R,6" (No Substitute)		55. ⁰⁰
42	10 - 15 ea.	Hilti Shot, Red Ram set #5RS27 or Approved Equal	8. ⁰⁰	120. ⁰⁰
43	15 - 25 ea.	UHP Door Checks, Size 4, Aluminum Universal #504	28. ⁰⁰	700. ⁰⁰
44	0 - 1 ea.	Bucket 1/4" Proof Coil Chain #169052		88. ⁰⁰
45	5 - 10 ea.	16 Gauge Anchor Wire, 200 Roll Coil	4. ²⁵	42. ⁵⁰
46	12 - 24 ea.	Yellow Caution Tape, Hanson, 3" X1000' #14995 or Approved Equal	6. ⁰⁰	144. ⁰⁰
47	2 - 4 ea.	Portor Cable Band Nails, 18 Gauge, 1" 3000pcs per box (No Substitute)	6. ²⁵	26. ⁰⁰
48	3 - 6 ea.	Portor Cable Band Nails; 18 Gauge, 1 1/4" 5000pcs per box (No Substitute)	10. ⁷⁵	64. ⁵⁰
49	2 - 4 ea.	Portor Cable Band Nails, 18 Gauge, 1 1/2" 5000pcs per box (No Substitute)	11. ⁷⁵	47. ⁰⁰
50	3 - 6 ea.	Portor Cable Band Nails, 18 Gauge, 2" 5000pcs per box (No Substitute)	12. ⁹⁵	77. ⁷⁰
51	4 - 8 ea.	Plastic Anchor Kit, Size 10-12, 100pcs per with 1/4"X 4 Masonary bit	6. ⁰⁰	48. ⁰⁰
52	0 - 2 ea.	Heavy duty Utility Blades, Stanley, 100pcs per pkg. 11-921A or Approved Equal.	11. ⁸⁰	23. ⁶⁰
53	5 - 10 ea.	Portor Cable Hook & Loop 5", 8 Hole Grit 220 or Approved Equal	1. ⁸⁰	18. ⁰⁰
54	5 - 10 ea.	Portor Cable Hook & Loop 5", 8 Hole Grit 150 or Approved Equal	1. ⁸⁰	18. ⁰⁰
55	5 - 10 ea.	7"1/4" Carbide Tipped Circular Saw Blades, 24 tooth, Freud 5/8 Arber	7. ⁹⁰	79. ⁰⁰
56	5 - 10 ea.	8 1/4" Carbide Tipped Circular Saw Blades, 24 tooth, Freud 5/8 Arber	14. ⁵⁰	145. ⁰⁰

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
57	5 - 10 ea.	12" Carbide Tipped Circular Saw Blades, 80 tooth, Freud 1" Arber	54.00	540.00
58	5 - 10 ea.	Anderson 1/2 X 2 Brass Nipples or Approved Equal	1.60	16.00
59	5 - 10 ea.	Anderson 1/2" Close Brass Nipples or Approved Equal	1.30	13.00
60	5 - 10 ea.	Anderson 1/2" Brass Union or Approved Equal	4.60	46.00
61	5 - 10 ea.	Anderson Brass Couplings ^{QUOTING} or Approved Equal _{ON 1/2" (NO. 5135 GIVEN)}	2.80	28.00
62	12 - 24 ea.	WD40, 15oz Aerosol Can	3.90	93.60
63	0 - 2 ea.	Dormont Gas Hose Adapters or Approved Equal	4.50	9.00
64	5 - 10 ea.	Dormont 48" Gas Hose or Approved Equal	10.75	107.50
65	0 - 4 ea.	Dormont Hose Nossles with adjustable back set or Approved Equal	7.50	30.00
66	12 - 24	S. Parker Entry Combos #95512 or Approved Equal	18.00	432.00
67	0 - 4 ea.	Arrow T50 Hammer Tackers or Approved Equal	38.00	152.00
68	0 - 4 ea.	Arrow T50 5/16 Staples, 1250 per box or Approved Equal	3.25	13.00
69	0 - 4 ea.	Fluke Voltage and Current Testers #4CB86	48.00	192.00
70	4 - 8 ea.	Stanley 4 1/2" Hasplocks or Approved Equal	4.50	36.00
71	4 - 8 ea.	Leuiton Touch Dimmer Switch #4CB86	10.50	84.00
72	0 - 4 ea.	Roles 36" x 100' Aluminum Screen	64.00	256.00
73	10 - 20 Gal.	Mini Wax Cherry Wood Stain	26.50	530.00
74	10 - 20 ea.	Apex Bit Holders #06695001 or Approved Equal	3.25	65.00
75	10 - 20 ea.	Anderson 3/4" Brass Bushing or Approved Equal	1.95	39.00

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
76	6 - 12 ea.	Stanley Paks Tee Hinges or Approved Equal	3.60	43.20
77	0 - 4 ea.	Tuf-E-Nuf Breakway Knives #00122 or Approved Equal	1.80	7.20
78	5 - 10 ea.	Coleman 25' Extension Cords, 12/3 #604427-00-02 or Approved Equal	14.90	149.00
79	5 - 10 ea.	Stanley 20oz. Large Hammer or Approved Equal	15.00	150.00
80	10 - 20 ea.	Stanley 16oz. Medium Hammer or Approved Equal	13.50	270.00
81	3 - 6 ea.	1/2" Flux Brushes	.30	1.80
82	10 - 20 ea.	Bucket Aprons 5gal. 52 pocket	10.80	216.00
83	10 - 20 ea.	Anderson 1/2" Copper Couplings or Approved Equal	40	8.00
84	3 - 6 ea.,	Lbs Rockite Plaster of Paris	7.75	46.50
85	10 - 20 ea.	10" Saw Blade Freud, 80 tooth 1" Arbor	32.00	640.00
86	10 - 20 ea.	Swan 5/8" X 50' Water Hose #PM580	24.80	496.00
87	5 - 10 ea.	Tuf Tag Rope Pulleys	7.50	75.00
88	3 - 6 ea.	King Cotton Polyester 1000ft. Ropes #61008	48.00	288.00
89	4 - 8 ea.	Victor Propane Torch Kits #0387-0472 or Approved Equal	21.00	168.00
90	10 - 20 ea.	Stanley Quick Change Utility Knives #5C944 or Approved Equal	7.88	157.60
91	10 - 20 ea.	Stanley 2" Putty Knives or Approved Equal	2.75	55.00
92	5 - 10 ea.	Roles 6" Roofing Membrane	9.00	90.00
93	10 - 20 ea.	Armstrong Gals Flashing Cement or Approved Equal	16.75	335.00
94	4 - 8 ea.	Lbs Floor Patch ^{5 lbs} (NO SIZE GIVEN)	4.00	32.00
95	0 - 4 ea.	Gals Mini Wax Oak Wood Stain	26.50	106.00
96	5 - 10 ea.	North Safety Respirators	18.00	180.00
97	5 - 10 ea.	Stanley Dry Wall Saw or Approved Equal	7.75	77.50

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
98	3 - 4 ea.	Zinc Boxes 5/16 Hex Nuts	3.90	15.60
99	5 - 10 ea.	Formica Brand Gal Contract Cement	23.00	230.00
100	5 - 10 ea.	25' Stanley 3/4" wide Tape Measures or Approved Equal	6.90	69.00
101	20 - 40 ea.	6 in 1 Crescent Screwdrivers or Approved Equal	7.50	300.00
102	5 - 10 ea.	Arrow Hammer Tacker T0 #6A506 or Approved Equal	36.00	360.00
103	5 - 10 ea.	Boxes of Arrow 3/8 Staples or Approved Equal	11.00	110.00
104	0 - 4 ea.	50' Extension Cords 12 Gauge or Approved Equal	23.00	92.00
105	5 - 10 ea.	Stanley 1 1/2" Wood Chisel or Approved Equal	8.25	82.50
106	10 - 20 ea.	Anderson 3/4" Brass Hose Fittings or Approved Equal	2.00	40.00
107	10 - 20 ea.	Computer grade wire mold 6' cord Surge Protectors	5.88	117.60
108	5 - 10 ea.	True Value 6' Appliance Cords or Approved Equal	3.75	37.50
109	10 - 20 ea.	Nibco 3/4" Boiler Drain Valves or Approved Equal	3.75	75.00
110	10 - 20 ea.	Four Way Shut Off Keys	4.00	80.00
111	10 - 20 ea.	American 3/8" Sink Shut Off Valves or Approved Equal	2.90	58.00
112	10 - 20 ea.	Spar Lock Installation Kits	10.88	217.60
113	10 - 20 ea.	Stanley Magnetic Bit Holders or Approved Equal	3.90	78.00
114	10 - 20 ea.	Mini Wax Gal Acctone	12.00	240.00
115	50 - 100 ea.	Streets of 3-M Sand Paper	40	40.00
116	5 - 10 ea.	Scotch Tape Dispensers or Approved Equal	4.50	45.00
117	0 - 4 ea.	Armstrong Cases of 1000 PCs. of Drop Ceiling Clips or Approved Equal	260.00	1040.00

ITEM	QUANTITY MINIMUM & MAXIMUM	DESCRIPTION	UNIT AMOUNT	EXTENDED AMOUNT
118	5 - 10 ea.	True Value Glass Push Point or Approved Equal	1.25	12.50
119	5 - 10 ea.	Duracell two Cell Flash Lights or Approved Equal	6.00	60.00
120	16 - 32 ea.	True Value Picture Hooks or Approved Equal	1.25	40.00
121	3 - 6 ea.	True Value Poles of Picture Wire or Approved Equal	1.25	7.50
122	4 - 8 ea.	Rubber Maid Applicators or Approved Equal	6.25	50.00
123	36 - 72 ea.	Stakool Five Gal Pails Flexiable White Roof Coating	62.40	4492.80
124	12 - 24 ea.	Phenoseal Heavy Duty Liquid Nails	3.60	86.40
125	0 - 4 ea.	Wagner Heat Guns or Approved Equal	19.70	78.80
126	5 - 10 ea.	Stanley Chalk E Line Sets or Approved Equal	7.50	75.00

NOTE: This contract will be awarded as an open-end contract. The minimum and maximum number of quantities for each item or as stated. If zero is the minimum, the City is not obligated to order any quantities of that item during the contract term. If a specific number is stated for a minimum, then the City is obligated to purchase whatever that quantity is. Regardless of what the minimum quantity is set at, the vendor is still required to fill any order that the City places during the contract terms until the maximum quantity is reached.

BID PROPOSAL/DOCUMENTS

GRAND TOTAL PRICE ITEMS 1 THROUGH 126

The City will use the grand total price calculated by using the maximum quantities stated for items 1 through 126. The Supplier shall be paid based on minimum and maximum quantities used, however, it shall not exceed the maximum quantity without prior issuance of a change order.

INCLUSIVE

TWENTY NINE THOUSAND SIX HUNDRED NINETEEN AND EIGHTY CENTS

(In Writing)

\$ 29,619.⁸⁰₁₀₀

(In Figures)

The contract will be awarded based upon the grand total price for items 1 through 126. If the Grand Total Price is found to have been incorrectly computed, change will be made in any and all unit prices so as to attain conformity with the Grand Total Price before award is made.

Pursuant to N.J.S.A. 40A:11-15, the City shall have the option to renew the contract for up to two additional one year terms. The City shall notify the vendor whether or not it will be renewing the contract 45 days before the expiration date of contract. If the City exercises its option to renew the contract, the vendor must accept the contract renewal. Any price change included as part of an extension shall be based upon the price of the original contract as cumulatively adjusted pursuant to any previous adjustment or extension and shall not exceed the change in the index rate for the twelve months preceding the most recent quarterly calculation available at the time the contract is renewed. Index rate means the rate of annual percentage increase, rounded to the nearest half-percent, in the Implicit Price Deflator for State and Local Government Purchases of Goods and Services, computed and published quarterly by the United States Department of Commerce, Bureau of Economic Analysis.

Resolution of the City of Jersey City, N.J.

City Clerk File No. RES. 11-622

Agenda No. 10.2.30

Approved: AUG 31 2011

TITLE:



RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH DUNCAN HARDWARE FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS/ DIVISION OF BUILDINGS AND STREET MAINTENANCE

COUNCIL THE FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF

WHEREAS, Resolution No. 10-604, approved on August 25, 2010, awarded a one-year contract in the amount of \$29,619.80 to Duncan Hardware for delivering Hardware Supplies for the City of Jersey City (City), Department of Public Works/Division of Buildings and Street Maintenance; and

WHEREAS, the bid specifications provided the City with the option to renew the contract for two additional one-year periods with the renewal contract price being the preceding year's contract price as adjusted according to the Federal Consumer Price Index published by the Bureau of Labor Statistics in the months of July 2010 to July 2011; and

WHEREAS, the contractor has been performing the services in an effective and efficient manner; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City desires to exercise the first option and renew the contract for an additional one-year period effective as of August 26, 2011 and ending August 25, 2012; and

WHEREAS, the total cost of the contract renewal is \$30,597.25; and

WHEREAS, funds in the amount of \$5,000.00 are available in Buildings and Streets Operating Account No. 11-01-201-26-291-211.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- 1) The Mayor or Business Administrator is authorized to renew the agreement with Duncan Hardware for delivering Hardware Supplies for the Department of Public Works/Division of Buildings and Street Maintenance;
- 2) The renewal contract is for a one-year period effective as of August 26, 2011, and the total cost of the contract shall not exceed \$30,597.25;
- 3) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2011 calendar year temporary budget, shall be subject to the availability and appropriation of sufficient funds in the 2011 calendar year permanent budget and in the subsequent calendar year budget; and
- 4) The award of this contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10-5-31 et seq.

(Continued on Page 2)

Continuation of Resolution _____

Pg. # 2

City Clerk File No. RES. 11-622

Agenda No. 10.2.30. AUG 31 2011

TITLE:

**RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH DUNCAN
HARDWARE FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR
THE DEPARTMENT OF PUBLIC WORKS/ DIVISION OF BUILDINGS AND STREET
MAINTENANCE**

I, Donna Mauer Donna Mauer, as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Buildings and Streets Operating Account No. 11-01-201-26-291-211 for payment of the above resolution.

Requisition # 0155441

Purchase Order # 104110

Temp. Encumbrance \$ 5,000.00

RWH/sb
August 23, 2011

APPROVED: [Signature] APPROVED AS TO LEGAL FORM
Anthony M. Henders, Director, Department of Public Works

APPROVED: [Signature]
Business Administrator Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0
AUG 31 2011

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			AHMAD	✓		
DONNELLY	✓			FULOP	ABSENT			VELAZQUEZ	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

RESOLUTION OF THE CITY OF JERSEY CITY, N.J.

City Clerk File No. RES. 10-604

Agenda No. 10.Z.23

Approved: AUG 25 2010

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO DUNCAN HARDWARE INC. FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS/DIVISION OF BUILDINGS AND STREET MAINTENANCE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City Purchasing Director acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for furnishing and delivering Hardware Supplies for the Department of Public Works/Division of Buildings and Street Maintenance; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received One (1) Bid, the lowest bid being that from Duncan Hardware Inc., 778 Westside Avenue, Jersey City, NJ 07306 in the total bid amount of Twenty Nine Thousand, Six Hundred Nineteen Dollars and Eighty (\$29,619.80) Cents; and

WHEREAS, the City Purchasing Director has certified that he considers said bid to be fair and reasonable; and

WHEREAS, the contract shall be for a period of one (1) year commencing the date of the award of the contract; and

WHEREAS, the City reserves the option to renew the contract for up to two (2) additional one (1) year terms; and

WHEREAS, the sum of Twenty Nine Thousand, Six Hundred Nineteen Dollars and Eighty (\$29,619.80) Cents; will be budgeted for the 2011, 2012, 2013 and 2014 Budget Years subject to the approval of said budget by the Municipal Council; and

WHEREAS, the sum of Two Thousand Five Hundred (\$2,500.00) Dollars is available in the 2011 temporary budget in Account No.01-201-26-291-210; and

WHEREAS, these funds are available for this expenditure in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et. seq.

Dept. of Public Works/Div. of Buildings and Street Maintenance
Acct. No. 01-201-26-291-210 P.O. No. 100533 Amount: \$2,500.00

WHEREAS, the remaining contract funds will be made available in the 2011, 2012, 2013 and 2014 temporary and permanent budgets; and

WHEREAS, the award of the contract shall be subject to the availability and appropriation of sufficient funds in the 2011, 2012, 2013 and 2014 temporary and permanent budgets; and

WHEREAS, if funds are not available for the contract in the 2011 temporary and permanent budgets, the contract will be null and void; and

(Continued on page 2)

City Clerk File No. RES. 10-604
Agenda No. 10.2.23.AUG 2 5 2010

TITLE:

**RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO DUNCAN
HARDWARE INC. FOR FURNISHING AND DELIVERING HARDWARE SUPPLIES FOR
THE DEPARTMENT OF PUBLIC WORKS/DIVISION OF BUILDINGS AND STREET
MAINTENANCE**

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said quotation of the aforementioned Duncan Hardware Inc. accepted and that a contract be awarded to said company in the above amount and the City Purchasing Agent is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract met, then payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq; and be it further

RESOLVED, this contract shall be subject to the condition that the vendor/contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq. and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a contract on behalf

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in the Account No. 01-201-26-291-210.

Dept. of Public Works/Div. of Buildings and Street Maintenance
Acct. No. 01-201-26-291-210 P.O. No. 100533 Amount: \$2,500.00

APPROVED
Peter Folgado, Director of Purchasing, QPA

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Ann Tedesco
Asst. Corporation Counsel

Certification Required ☒

Not Required ☐

APPROVED 8-0
8/25/10

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA		ABSENT	
DONNELLY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:	DUNCAN HARDWARE, INC.
Trade Name:	DUNCAN TRU-VALUE HARDWARE
Address:	776 WEST SIDE AVE JERSEY CITY, NJ 07306-6602
Certificate Number:	0062510
Effective Date:	September 16, 1949
Date of Issuance:	July 30, 2012

For Office Use Only:

20120730154436809

CERTIFICATE OF EMPLOYEE INFORMATION REPORT RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15-MAR-2006 to 15-MAR-2013

DUNCAN HARDWARE INC.
776 WEST SIDE AVENUE
JERSEY CITY

NJ 07306



A handwritten signature in black ink, likely belonging to the State Treasurer, positioned above the title.

State Treasurer

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-646
Agenda No. 10.X
Approved: AUG 22 2012
TITLE:



RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH LOMBARDY DOOR SALES AND SERVICE CORP. FOR THE REPAIR AND MAINTENANCE TO MOTORIZED OVERHEAD DOORS FOR THE DEPARTMENT OF PUBLIC WORKS / BUILDINGS AND STREET MAINTENANCE

COUNCIL
THE FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF

WHEREAS, Resolution No. 10-466, approved on July 14, 2010, awarded a contract in the amount of \$35,950.00 to Lombardy Door for repairs and maintenance to motorized overhead doors for the City of Jersey City (City), Department of Public Works / Buildings and Street Maintenance; and

WHEREAS, the bid specifications provided the City with the option to renew the contract for two additional one-year periods; and

WHEREAS, Resolution No. 11-488, approved on July 20, 2011, exercised the first option to renew the contract for the amount of \$36,699.00; and

WHEREAS, the contractor has been performing the services in an effective and efficient manner; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City desires to exercise the final option and renew the contract for an additional one-year period effective as of July 15, 2012 and ending on July 14, 2013; and

WHEREAS, the total cost of the contract renewal is \$37,249.49; and

WHEREAS, funds in the amount of \$5,000.00 are available in Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-311.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- 1) The Mayor or Business Administrator is authorized to renew the agreement with Lombardy Door for repairs and maintenance to motorized overhead doors for the City of Jersey City (City), Department of Public Works / Buildings and Street Maintenance;
- 2) The renewal contract is for twelve (12) months effective as of July 15, 2012, and the total cost of the contract shall not exceed \$37,249.49;
- 3) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2012 calendar year temporary budget, shall be subject to the availability and appropriation of sufficient funds in the 2012 calendar year permanent budget and in the subsequent calendar year budget; and
- 4) The award of this contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10-5-31 et seq.

JFA/jw
8/14/12.

(Continued on Page 2)

City Clerk File No. Res. 12-646Agenda No. 10.XAUG 2 2 2012

TITLE:

**RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH LOMBARDY
DOOR SALES AND SERVICE CORP. FOR THE REPAIR AND MAINTENANCE TO
MOTORIZED OVERHEAD DOORS FOR THE DEPARTMENT OF PUBLIC WORKS /
BUILDINGS AND STREET MAINTENANCE**

I, Donna Mauer Donna Mauer, as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-311 for payment of the above resolution.

Requisition # 0159008Purchase Order # 107359Temp.Encumbrancy \$5,000.00

RWH/sb
July 25, 2012

APPROVED: Rodney W. Hadley 7/31/12 APPROVED AS TO LEGAL FORM
Rodney W. Hadley, Director, Department of Public Works

APPROVED: [Signature]
Business Administrator [Signature]
Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/resolution/cooperative agreement:

Resolution authorizing the renewal of a contract with Lombardy Door Sales for the repair and maintenance to motorized overhead doors for the Department of Public Works, Division of Buildings and Street Maintenance.

2. Name and title of person initiating ordinance/resolution, etc.:

Rodney W. Hadley, Director of the Department of Public Works for the Division of Buildings and Street Maintenance.

3. Concise description of program, project or plan proposed in the ordinance/resolution:

To provide repair and maintenance to motorized overhead doors.

4. Reasons (need) for the proposed program, project, etc.:

Resolution authorizing the renewal of a contract with Lombardy Door Sales for the repair and maintenance to motorized overhead doors for the Department of Public Works, Division of Buildings and Street Maintenance.

5. Anticipated benefits to the community:

To provide repair and maintenance to motorized overhead doors

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contributions):

The cost of this contract renewal is thirty seven thousand two hundred and forty nine dollars and forty nine cents (\$37,249.49).

7. Date the proposed program, or project will commence:

Upon adoption by The Jersey City Municipal Council.

8. Anticipated completion date:

July 14, 2013.

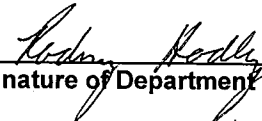
9. Person responsible for coordinating proposed program, project, etc.:

John McGrath, Director, Division of Buildings and Street Maintenance, Department of Public Works.

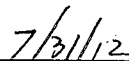
10. Additional comments:

Resolution proposed at the recommendation of the the Director of Buildings and Street Maintenance.

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



Signature of Department Director



Date

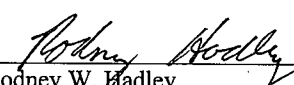
CERTIFICATION OF RODNEY W. HADLEY

I, Rodney W. Hadley, of full age, hereby certifies as follows:

1. I am the Director of the Department of Public Works for the City of Jersey City.
2. Resolution authorizing the renewal of a contract with Lombardy Door Sales for the repair and maintenance to motorized overhead doors for the Department of Public Works, Division of Buildings and Street Maintenance.
3. The total funds requested for this purpose is \$37,249.49.
4. The funds are available in **Buildings and Street Operating Account No. 01-201-26-291-311.**
5. I certify that the foregoing statements are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to legal action to the fullest extent of the law.

Dated: _____

7/31/12



Rodney W. Hadley
Director of Department of Public Works

CITY OF
JERSEY CITY
Department of Public Works

JERRAMIAH HEALY
Mayor
RODNEY W. HADLEY
Director



575 Route 440
Jersey City, NJ 07305
(201) 547-4400
Fax: (201) 547-5264

August 7, 2012

President and Members of the Municipal Council
City Hall – 280 Grove Street
Jersey City, NJ 07302

RE: Contract Renewal (Maintenance of Motorized Overhead Doors)

Dear Council President and Members of the Municipal Council:

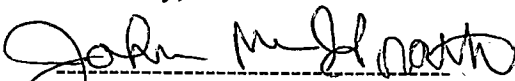
The purpose of this letter is to explain the above subject matter. Resolution No. 10-466, approved on July 14, 2010, awarded a contract in the amount of \$35,950.00 to Lombardy Door for repairs and maintenance to motorized overhead doors. The bid specifications provided the City with the option to renew the contract for up to two (2) additional one year terms, with the renewal contract prices being the preceding year's contract prices as adjusted according to the Federal Consumer Price Index published by the Bureau of Labor Statistics.

Resolution No. 11-488, approved on July 20, 2011, exercised the first option to renew the contract for the amount of \$36,699.00. The contractor has been performing the services in an effective and efficient manner. The City desires to exercise the final option and renew the contract for an additional one-year period effective as of **July 15, 2012 and ending on July 14, 2013**. The total cost of the contract renewal is **\$37,249.49**.

The funds are available for this expenditure in **Buildings and Street Maintenance Operating Account No. 12-01-201-26-291-311** for payment.

Should you have any questions/concerns or require further details regarding this matter, please do not hesitate to contact us.

Sincerely,


Rodney W. Hadley, DPW Director

Cc: Jack Kelly, Business Administrator

BID PROPOSAL/DOCUMENTS

**SPECIFICATIONS FOR REPAIR AND MAINTENANCE
OF MOTORIZED OVERHEAD DOORS
DPW/DIVISION OF BUILDINGS & STREETS MAINTENANCE**

1ST BATTALION 4212

NO. OF DOORS	UNIT	ADDRESS
1	Engine Co. 2 Unit 4225	160 Grand Street
4	Engin Co. Unit 4208-4647 Truck Co. Unit 4208-4647 Safety Officer/MSU Unit 4214	355 Newark Avenue
1	Engine Co. 10 Unit 4216 Truck Co. 12	283 Halladay Street
4	Engine Co. 6 Unit 4294 Truck Co. 12 HAZMAT	465 Marin Boulevard
1	Union Hall	42 South Street

2ND BATTALION

NO. OF DOORS	UNIT	ADDRESS
1	Engine Co. 8 Unit 4215	14-16 Orient Avenue
1	Engine Co. 13 Unit 4217	152 Linden Avenue
2	Engine Co. 19 Unit 4221	2 Bergen Avenue
1	Engine Co. 22 Truck Co. 4	468 Ocean Avenue

3RD BATTALION 5573

NO. OF DOORS	UNIT	ADDRESS
2	Engine 7 Unit 5600	715 Summit Avenue
1	Medical/Compliance Unit 5735/4213	666 Summit Avenue
2	Engine Co. 11 Unit 4233	152 Lincoln Street
3	Engine Co. 14 Unit 4235 Truck 7	599 Palisade Avenue

4TH BATTALION 4210

NO. OF DOORS	UNIT	ADDRESS
1	Engine Co. 9 Unit 4209	697 Bergen Avenue
1	Engine Co. 15 Unit 4220 Truck Co. 9	200 Sip Avenue
1	Engine Co. 15 Unit 4236 Truck Co. 11	110 Boyd Avenue
3	Rescue Co. 1 Unit 4223 Squad Co. 1	582 Communipaw Avenue
3	Engine Co. 17 Unit 4142 Truck Co. 11	255 Kearny Ave.

OTHER LOCATIONS

NO. OF DOORS	UNIT	ADDRESS
40	Public Works Compound	575 Route 440
2	Justices Complex	365 Summit Avenue
1	North District Police Precint	282 Central Avenue

1	West District Police Precint	576 Communipaw Avenue
2	South District Police Precint	191 Bergen Avenue
3	Motorcycle Squad	200 Cornelison Avenue
1	S.P.B.	60 Collard Street
1	Public Safety Community Center	73-78 Bishop Street

TOTAL NO. OF OVERHEAD DOORS: 84

Maintenance and Repair of Motorized Overhead Doors at various locations (see attached lists). Repairs must include door panels, rollers, shafts, springs, track and all parts of motorized operator, and any part pertinent to safe operation of the door. Door size 12ft X 14ft.

The vendor must respond within seventy-two (72) hours of notice for regular repairs. The vendor must respond withing twenty four (24) hours of notice for emergency repairs. The contract will be for a period of one (1) year commencing the date of the award of the contract.

OPTION: To renew the contract for up to two(2) additional one (1) year terms. Bid prices will remain firm until the City of Jersey City has completely exercised the option.

Item No. 1- Year Round Service

The bidder agrees to provide service for a period of one year based on the labor rate inserted by the bidder below. The successful bidder will be paid based upon the actual quantity of time used; however, it will not exceed the estimated quantity without prior written issuance by the City's Purchasing Agent of a change order.

350 Hours
Estimated Quantity

\$ 77.00
Unit Cost Mechanic

\$ 26,950.00
Total Cost Item #1

Item No. 2-Parts Allowance

Included in the total bid amount will be the sum of nine thousand (\$9,000.00) dollars to cover the cost of required parts for the term of the contract. All parts will be billed at cost plus 20%.

Nine Thousand Dollars

(In Writing)

\$9,000.00

(In Figures)

BID PROPOSAL/DOCUMENTS

GRAND TOTAL PRICE ITEMS 1 THROUGH 2

The price shall include all labor materials, equipment and other services required in the execution of the contract herein specified. The Supplier shall be paid based on actual quantities used, however, it shall not exceed the estimated quantity without prior issuance of a change order.

INCLUSIVE

Thirty Five Thousand Nine Hundred Fifty and ⁰⁰/₁₀₀
(In Writing)

\$ 35,950.00

(In Figures)

The Lump Sum awarded will be based on the Grand Total Price listed in the Bid Proposal. If the Grand Total Price is found to have been incorrectly computed, change will be made in any and all unit prices so as to attain conformity with the Grand Total price before award is made.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 11-488
Agenda No. 10.2.14
Approved: JUL 20 2011
TITLE:



RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH LOMBARDY DOOR SALES AND SERVICE CORP. FOR THE REPAIR AND MAINTENANCE TO MOTORIZED OVERHEAD DOORS FOR THE DEPARTMENT OF PUBLIC WORKS/ DIVISION OF BUILDINGS AND STREET MAINTENANCE

COUNCIL
THE FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF

WHEREAS, Resolution No. 10-466, approved on July 14, 2010, awarded a one-year contract in the amount of \$35,950.00 to Lombardy Door for repairs and Maintenance to motorized overhead doors for the City of Jersey City (City), Department of Public Works/Division of Buildings and Street Maintenance; and

→ WHEREAS, the bid specifications provided the City with the option to renew the contract for two additional one-year periods with the renewal contract price being the preceding year's contract price as adjusted according to the Federal Consumer Price Index published by the Bureau of Labor Statistics in the months of May 2010 to May 2011; and

WHEREAS, the contractor has been performing the services in an effective and efficient manner; and

WHEREAS, the total cost of the contract renewal is \$36,669.00; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City desires to exercise the first option and renew the contract for an additional one-year period effective as of July 15, 2011 and ending July 14, 2012; and

WHEREAS, funds in the amount of \$10,000.00 are available in Buildings and Streets Operating Account No. 11-01-201-26-291-311.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- 1) The Mayor or Business Administrator is authorized to renew the agreement with Lombardy Door for repairs and Maintenance to motorized overhead doors for the Department of Public Works/Division of Buildings and Street Maintenance;
- 2) The renewal contract is for a one-year period effective as of July 15, 2011, and the total cost of the contract shall not exceed \$36,669.00;
- 3) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2011 calendar year temporary budget, shall be subject to the availability and appropriation of sufficient funds in the 2011 calendar year permanent budget and in the subsequent calendar year budget; and
- 4) The award of this contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10-5-31 et seq.

(Continued on Page 2)

City Clerk File No. Res. 11-488Agenda No. 10.2.14 JUL 20 2011

TITLE:

RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH LOMBARDY DOOR SALES AND SERVICE CORP. FOR THE REPAIR AND MAINTENANCE TO MOTORIZED OVERHEAD DOORS FOR THE DEPARTMENT OF PUBLIC WORKS/ DIVISION OF BUILDINGS AND STREET MAINTENANCE

I, Donna Maurer Donna Maurer, as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Buildings and Streets Operating Account No. 11-01-201-26-291-311 for payment of the above resolution.

Requisition # 0154874Purchase Order # 103620Temp. Encumbrance \$ 10,000.00

RWH/sb
June 28, 2011

APPROVED: Rodney W. Hadley 7/11/11 APPROVED AS TO LEGAL FORMAPPROVED: W. Kelly Business Administrator Corporation CounselCertification Required ☐Not Required ☐

APPROVED 7-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 7/20/11											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	ABSENT			AHMAD	✓		
DONNELLY	✓			FULOP	✓			VELAZQUEZ	✓		
LOPEZ	✓			RICHARDSON	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

Silendra Baijnauth

From: mstanzone [mstanzone@lombardydoors.com]
Sent: Friday, July 27, 2012 1:25 PM
To: Silendra Baijnauth
Subject: RE: Contract Renewal - Motorized Door

Hi:

This is to advise you that we accept the terms and conditions of the renewal. The forms are to follow shortly.

Mary

----- Original Message -----

From: Silendra Baijnauth <BaijnauthS@jcnj.org>
Date: Thu, 26 Jul 2012 14:57:17 -0400

>Hi Mary,

>How are you?

>The current contract that Lombardy Door has with the City of Jersey City for repair and maintenance of motorize overhead doors expired on July 15, 2012. However, there is an option to exercise for a contract renewal for an additional year effective as of July 16, 2012 and expire on July 15, 2013. The last contract amount was \$36,699.00. There will be a CPI increase of 1.5% which is \$550.49 for a new contract amount of \$37,249.49.

>

>If you accept the terms and conditions for the renewal, please send me an email? Also, please see attached and you must fill out these documents. Once completed, you can email the forms as well. I would like to have these forms back and your acceptance email or letter as soon as possible.

>

>Thanks and have a great day.

>

>Silendra Baijnauth

>Fiscal Officer

>City of Jersey City / Department of Public Works

>575 Route 440

>Jersey City, NJ 07305

>

>baijnauths@jcnj.org

>T : (201)547-4405

>F : (201)547-5264

>

>-----Original Message-----

>From: mstanzone [mailto:mstanzone@lombardydoors.com]

>Sent: Monday, August 22, 2011 2:49 PM

>To: Silendra Baijnauth

>Subject: RE: Contract Renewal

>

>OK - thank you

>----- Original Message -----

>From: Silendra Baijnauth <BaijnauthS@jcnj.org>

>Date: Mon, 22 Aug 2011 14:07:49 -0400

>

>>Hi Mary,

>>Sorry for the late reply. On the Certification of Compliance, just insert 2011 in that section.



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name:	LOMBARDY DOOR SALES & SERVICE CORP
Trade Name:	
Address:	734 BELLEVILLE AVE BELLEVILLE, NJ 07109-1331
Certificate Number:	0102107
Effective Date:	February 24, 1971
Date of Issuance:	July 30, 2012

For Office Use Only:

20120730111700737

Certification

CERTIFICATE OF EMPLOYEE INFORMATION REPORT⁸⁵⁶⁸

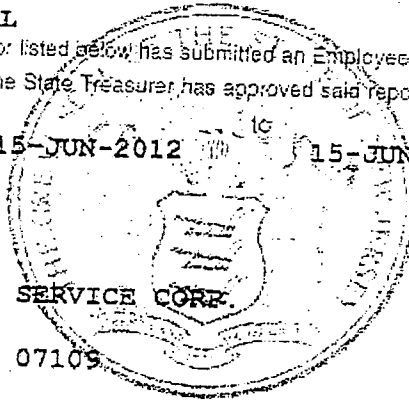
RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of:

15-JUN-2012

15-JUN-2019

LOMBARDY DOOR SALES & SERVICE CORP.
734 BELLEVILLE AVE.
BELLEVILLE NJ 07109



A handwritten signature of Andrew P. Slamon-Eristoff is written over a circular embossed seal of the State of New Jersey.

Andrew P. Slamon-Eristoff
State Treasurer

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res.12-647

Agenda No. 10.Y

Approved: AUG 22 2012

TITLE:



**RESOLUTION REAUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
WITH THE FIRM OF SCARINCI & HOLLENBECK TO REPRESENT SEVERAL
DEFENDANTS IN THE MATTER OF WILSON V. CITY OF JERSEY CITY, ET AL.**

COUNCIL

offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and several police officers and supervisors are defendants in civil rights cases now pending in the Superior Court of New Jersey and the United States District Court and Court of Appeals; and

WHEREAS, because the plaintiffs are seeking to hold the police officers personally liable and because ethical rules governing the representation by municipal attorneys in some cases prohibit the Corporation Counsel from representing the City and individual police officers; and

WHEREAS, the City of Jersey City maintains excess general liability insurance that includes payment of legal fees once the self-insured retainer amount has been reached in certain cases; and

WHEREAS, the Corporation Counsel has determined that it is necessary to engage outside counsel to represent Police Officer Jose Santana, Police Officer Ernest Vidal, Call Taker Laura Petersen, Call Taker Brenda Murdaugh-Jones and Dispatcher Michael Edward Clark in this matter; and

WHEREAS, Scarinci & Hollenbeck, 1100 Valleybrook Avenue, PO Box 790, Lyndhurst, New Jersey 07071 has been previously retained in the matter of Wilson v. City of Jersey City, et al.; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. (the Pay-to-Play Law) took effect on January 1, 2006; and

WHEREAS, in April 2011, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, Scarinci & Hollenbeck, Esqs. submitted a Qualification Statement in response to the City's RFQ; and

WHEREAS, this contract is made in accordance with the "fair and open process" of the Pay-to-Play Law; and

WHEREAS, the law firm of Scarinci & Hollenbeck has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Scarinci & Hollenbeck from making any reportable contributions during the term of the contract; and

WHEREAS, Scarinci & Hollenbeck has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, the City's self-insured retention threshold of \$250,000 in Wilson v. City of Jersey City, et al. has been reached; and

WHEREAS, funds are available for the cost of these services in Account No.: **12-14-298-56-000-856**; and

City Clerk File No. Res. 12-647Agenda No. 10.Y AUG 22 2012

TITLE:

**RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT
WITH THE FIRM OF SCARINCI & HOLLENBECK TO REPRESENT THE
SEVERAL DEFENDANTS IN THE MATTER OF WILSON V. CITY OF JERSEY
CITY, ET AL.**

WHEREAS, all costs expended by the City in Wilson are to be reimbursed or paid directly to the City by the City's insurers, State National Insurance Company and TIG Company respectively.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. An agreement is awarded to the law firm of Scarinci & Hollenbeck is hereby reauthorized for one year to represent various defendants in the matter of Wilson v. City of Jersey City, et al., for a total amount of the remaining balance from the previous contract in the amount of **\$21,000**.
2. This agreement shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. This agreement is awarded without competitive bidding, as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40a:11-1 et seq.
4. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

I hereby certify that funds are available in Account No. **12-14-298-56-000-856**.


Peter Soriero, Risk Manager

WM/igp
8/14/12

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐Not Required ☐

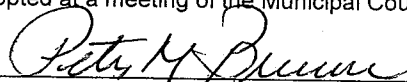
APPROVED 7-1


RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP		✓		RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk



CITY OF JERSEY CITY

Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor

Bill Matsikoudis, Corporation Counsel

August 15, 2012

Council President and Members of the Municipal Council
City Hall-280 Grove Street
Jersey City, NJ 07302

Re: Resolution reauthorizing a Professional Services Agreement of Chasen, Leyner & Lamparello to represent Michael Rizzoli in the matter of 172 Restaurant, LLC d/b/a Atomic Wings v. City of Jersey City and Michael Razzoli

Resolution reauthorizing a Professional Services Agreement of Scarinci & Hollenbeck to represent several defendants in the matter of Wilson v. City of Jersey City, et al.

Dear Council President and Members of the Municipal Council:

I am requesting authorization for additional funds for legal services rendered by outside counsel in each of these two cases.

You have previously authorized the law firm of Chasen, Leyner & Lamparello, PC to represent Michael Razzoli, the Construction Code Official, in this case where the plaintiff alleged that the Official, as well as the City of Jersey City, violated the plaintiff's constitutional rights, as well as other allegations under State Law.

I request authorization in the amount of \$36,000 in addition to the previously authorized contract amount.

The legal services rendered exceeded the estimate in the contract amount due to the unusually complex legal issues and the extensive motion practice, by both sides, with eventually narrowed the issues and resulted in a favorable settlement.

The case is now closed. This Council has approved the settlement and no further legal activity is anticipated.

I also seek authority to pay the firm of Scarinci & Hollenbeck in the amount of \$21,000 for their final bill in the case of Paris Wilson v. City of Jersey City. We have recently brought this case to a favorable conclusion after an extension litigation process.

City of Jersey City
Office of the Corporation Counsel

After a favorable result in the New Jersey Supreme Court, the case was remanded to the Appellate Division for further proceedings.

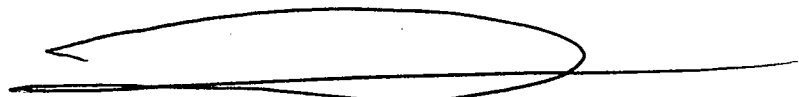
After a second argument before the Appellate Division, the City of Jersey City prevailed and the case is now closed.

The time for any further action by the plaintiffs has expired and we anticipate no further bills from Scarinci & Hollenbeck in this matter.

By granting the authority requested both of these cases will be brought to conclusion.

It is my opinion that the amounts in excess of the original authority could not reasonably have been predicted at the time the contracts were approved and the amounts are reasonable.

- Very truly yours,

A handwritten signature in black ink, appearing to read 'William Matsikoudis', is written over a horizontal line.

**WILLIAM MATSIKOUDIS
CORPORATION COUNSEL**

WM/igp

c: Jerramiah T. Healy, Mayor
John Kelly, Business Administrator
Robert Byrne, City Clerk

AGREEMENT

This Agreement dated the _____ day of _____, 2012 between the City of Jersey City, a municipal corporation, with offices at 280 Grove Street, Jersey City, New Jersey 07302 ("City") and the law firm of Scarinci & Hollenbeck, Esq. ("Special Counsel").

WITNESSTH, that in consideration of the mutual covenants set forth, the City and Special Counsel agree as follows:

Scope of Agreement

Special Counsel is hereby retained as an independent contractor to represent Police Officer Jose Santana, Police Officer Ernest Vidal, Call Taker Laura Petersen, Call Taker Brenda Murdaugh-Jones and Dispatcher Michael Clark in the matter of Wilson v. City of Jersey City, et al.

Affidavit of Services

Special Counsel shall submit a monthly affidavit of services to the Corporation Counsel. The affidavit shall specify in detail the services rendered and the time spent on those services.

Consideration

A. For the above services, Special Counsel shall be compensated at the rate of \$150.00 per hour, including expenses. The total amount of this agreement shall not exceed \$21,000.

B. The Special Counsel shall provide a monthly statement for services rendered. The Special Counsel shall submit to the City administration no later than the tenth day of each month an affidavit of services specifying the total number of hours worked/performed during the preceding month. All statements shall be supplemented by the City's voucher. Payment

by the City shall be made promptly in accordance with its procedures.

Billing Practices and Other Guidelines Procedures

Disbursements should be charged only on the basis of the actual direct out-of-pocket cost to the **Special Counsel** and billed with sufficient detail to permit assessment of their compliance with the following guidelines: (I) in the case of photocopying, the per page charge not to exceed fifteen cents (\$.15) per page; (ii) in the case of facsimile transmittal, the per page charge not to exceed one dollar and fifty cents (\$1.50) per page; and (iii) charges for mileage and parking shall not be charged to the City.

The City expects that the **Special Counsel** will need to obtain the services of third-parties such as court reporters, investigators, consultants, experts, title companies, appraisers, messenger services, etc., in order to carry out their assignments and will contract with those service providers upon the approval of the City. With the exception of the court reporters, **Special Counsel** shall notify the City of their engagement of all third-party service providers and obtain authorization for those services from the City. The **Special Counsel** will pay all third-party service providers directly and will bill the City for those services detailed disbursements included in monthly invoices. This City will not accept separate invoices from service providers directly to the City for payment.

If the **Special Counsel** receives discounts from messenger services, title agencies, investigators or other categories of service provider, those discounts must be passed on to the City and noted on each invoice.

The City does not agree to pay for the following disbursements unless specifically approved in advance for any specific matter by the City.

- word processing;
- secretaries' overtime, proofreading, placing or organizing documents in files;
- meals;
- first class air or rail travel, chauffeur driven limousines;
- hotel accommodations; and
- charges for use of conference rooms or office space.

Should the services of one or more other persons with **Special Counsel's** firm be deemed necessary and approved, the City expects that an appropriate number of attorneys and paralegals at all practice levels will be available for assignment to its matters so that matters can be handled in the most efficient manner possible. Further, the City expects that tasks will be performed by the appropriate level attorney (partner or associates) or paralegal. If the **Special Counsel** decides to staff tasks such as document indexing or preparing deposition summaries with associates rather than paralegals without the City's prior permission, the City agrees to pay only at the rate for paralegals.

The City reserves the right to discuss with its outside counsel and approve the particular attorneys who will be assigned to work on each matter. The City also reserves the right to request the removal of any attorney from the City's assignments for any reason.

The City does not agree to pay for excessive in-office consultants between attorneys or attorneys and paralegals, or for administrative meetings with associates and paralegals.

The City does not agree to pay for time spent educating lawyers as a result of the transfer or work between attorneys within the law firm unless approved by the City in advance. A complete or substantially complete transfer of work from an attorney having significant

responsibility on a matter to another attorney or attorneys must be approved by the City.

The City does not agree to pay for more than one attorney's attendance at meetings, depositions, conferences or hearings unless the City authorizes such attendance in advance.

Assignment

The services under this contract shall be performed exclusively by **Special Counsel** not by any other member of his firm. **Special Counsel** may assign work under this contract to another person within the firm only with the approval of the Corporation Counsel.

Special Provisions

The City reserves the right to terminate the within Agreement at any time for any reason whatsoever, in which event the **Special Counsel** shall be paid for services due up to the date of termination. Thereafter, this Agreement shall be considered null and void with no further rights or obligations emanating therefrom. Unless sooner terminated or renewed this agreement shall end on July 1, 2005.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal or caused these presents to be signed by their proper corporate officers and their proper corporate seal hereto affixed the day, month and year above written.

Affirmative Action Plan

- (A) If the contract exceeds \$9,200, it shall also be subject to the Affirmative Action amendments to the "Law Against Discrimination", N.J.S.A. 10:5-31 et seq.
- (B) This contract shall not become effective and special counsel shall provide no services under this contract until he or she has executed the following documents:
 - 1. A supplemental Affirmative Action agreement pursuant to N.J.S.A. 10:5-21 et seq.
 - 2. An Affirmative Action Employee Information Report (form AA-302) (for

contracts which exceeds \$9,200).

These documents may be obtained from the department responsible for the administration of this contract. All of the terms and conditions are made part of this contract.

Attest:

City of Jersey City

Robert Byrne
City Clerk

John Kelly
Business Administrator

WITNESS:

Scarinci & Hollenbeck

0027015

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity For Individuals With Disabilities


The Contractor and the City of Jersey City, (hereafter "owner") do hereby agree that the provision of Title II of the Americans With Disabilities Act of 1990 (the "ADA") (42 U.S.C. Section 12101 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs and activities provided or made available by public entities, and the rules and regulations promulgated pursuant thereto, are made a part of this contract. In providing any aid, benefit or service on behalf of the owner pursuant to this contract, the Contractor agrees that the performance shall be in strict compliance with the Act. In the event that the Contractor, its agents, servants, employees or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the Contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The Contractor shall indemnify, protect and save harmless the owner, its agents, servants and employees from and against any and all suits, claims, losses, demands or damages of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The Contractor shall, at its own expense, appear, defend and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner grievance procedure, the Contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the Contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the Contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the Contractor every demand, complaint, notice, summons, pleading or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the Contractor pursuant to this contract will not relieve the Contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the Contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this agreement. Furthermore, the Contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the Contractor's obligations assumed in this agreement, nor shall they be construed to relieve the Contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of this agreement or otherwise by law.

Representative's Name/Title Print: Donald Scarinci, Member

Representative's Signature: 

Name of Company: Scarinci Hollenbeck

Tel. No: (201) 896-4100

Date: 4/11/2012

STATE OF NEW JERSEY
Division of Public Contracts Equal Employment Opportunity Compliance

EMPLOYEE INFORMATION REPORT

IMPORTANT - READ INSTRUCTIONS ON BACK OF FORM CAREFULLY BEFORE COMPLETING FORM. TYPE OR PRINT IN SHARP BALLPOINT PEN. FAILURE TO PROPERLY COMPLETE THE ENTIRE FORM AND SUBMIT THE REQUIRED \$150.00 FEE MAY DELAY ISSUANCE OF YOUR CERTIFICATE. DO NOT SUBMIT EEO-1 REPORT FOR SECTION B, ITEM 11

SECTION A - COMPANY IDENTIFICATION

1 FID NO OR SOCIAL SECURITY 22-2865956	2 TYPE OF BUSINESS <input type="checkbox"/> 1 MFG <input checked="" type="checkbox"/> 2 SERVICE <input type="checkbox"/> 3 WHOLESALE <input type="checkbox"/> 4 RETAIL <input type="checkbox"/> 5 OTHER	3 TOTAL NO EMPLOYEES IN THE ENTIRE COMPANY 78
4 COMPANY NAME Scarinci Hollenbeck		
5 STREET 1100 Valley Brook Avenue	CITY Lyndhurst	COUNTY Bergen
STATE NJ		ZIP CODE 07071
6 NAME OF PARENT OR AFFILIATED COMPANY (IF NONE, SO INDICATE) None		CITY STATE ZIP CODE
7 CHECK ONE: IS THE COMPANY <input type="checkbox"/> SINGLE ESTABLISHMENT EMPLOYER <input checked="" type="checkbox"/> MULTI-ESTABLISHMENT EMPLOYER		
8 IF MULTI-ESTABLISHMENT EMPLOYER, STATE THE NUMBER OF ESTABLISHMENTS IN NJ 2		
9 TOTAL NUMBER OF EMPLOYEES AT ESTABLISHMENT WHICH HAS BEEN AWARDED THE CONTRACT 67		
10 PUBLIC AGENCY AWARDING CONTRACT CITY COUNTY STATE ZIP CODE		

OFFICIAL USE ONLY	DATE RECEIVED	NAUG DATE	ASSIGNED CERTIFICATION NUMBER

SECTION B - EMPLOYMENT DATA

11. Report all permanent, temporary and part-time employees ON YOUR OWN PAYROLL. Enter the appropriate figures on all lines and in all columns. While there are no employees in a particular category, enter a zero. Include ALL employees not just those in minority/non-minority categories in columns 1, 2, & 3. **DO NOT SUBMIT AN EEO-1 REPORT**

JOB CATEGORIES	ALL EMPLOYEES			PERMANENT MINORITY/NON-MINORITY EMPLOYEE BREAKDOWN									
	COL 1 TOTAL (Cols 2 & 3)	COL 2 MALE	COL 3 FEMALE	MALE					FEMALE				
				BLACK	HISPANIC	AMER INDIAN	ASIAN	NON MIN	BLACK	HISPANIC	AMER INDIAN	ASIAN	NON MIN
Officials/Managers	3	3						3					
Professionals	34	24	10	1	1		1	21					10
Technicians	0												
Sales Workers	0												
Office & Clerical	30	1	29					1	1	3			25
Craftworkers (Skilled)	0												
Operatives (Semi-skilled)	0												
Laborers (Unskilled)	0												
Service Workers	0												
TOTAL	67	28	39	1	1		1	25	1	3			35
Total employment from previous report (if any)	177	49	60	2	1			10	3	6		2	59
Temporary & Part-Time Employees	The data below shall NOT be included in the figures for the appropriate categories above												
	11	1	4		1			6					4

12 HOW WAS INFORMATION AS TO RACE OR ETHNIC ORIGIN IN SECTION B OBTAINED? <input checked="" type="checkbox"/> 1 Visual Survey <input checked="" type="checkbox"/> 2 Employment Record <input type="checkbox"/> 3 Other (Specify)	14 IS THIS THE FIRST Employee Information Report Submitted? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	15 IF NOT DATA LAST REPORT SUBMITTED MO DAY YEAR 9 16 2008
13 DATES OF PAYROLL PERIOD USED From 5/5/2011 To 5/18/2011		

SECTION C - SIGNATURE AND IDENTIFICATION

16 NAME OF PERSON COMPLETING FORM (Print or Type) Carolyn D. Puglisi	SIGNATURE <i>Carolyn D. Puglisi</i>	TITLE Personnel Director	DATE MO DAY YEAR 7 22 2011
17 ADDRESS NO & STREET-1 1100 Valley Brook Avenue	CITY Lyndhurst	COUNTY Bergen	STATE NJ
	ZIP CODE 07071	PHONE (AREA CODE, NO, EXTENSION) 201 - 896 - 4100	

I certify that the information on this Form is true and correct.

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

Goods, Professional Services and General Service Contracts

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity, or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of the nondiscrimination clause.

The contractor or subcontractor, where applicable, will in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and

EXHIBIT A (continued)

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with good-faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2, Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable federal law and applicable federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval
Certificate of Employee Information Report
Employee Information Report Form AA302

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contract Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

The undersigned vendor certifies on their company's receipt, knowledge and commitment to comply with:

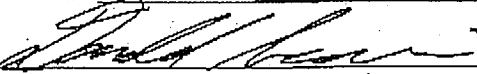
EXHIBIT A

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)**

The undersigned vendor further agrees to furnish the required forms of evidence and understand that their contract/company's bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

Representative's Name/Title Print: Donald Scarinci, Member

Representative's Signature: 

Name of Company: Scarinci Hollenbeck

Tel. No: (201) 896-4100

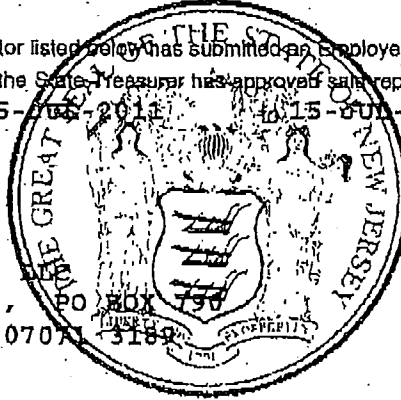
Date: 4/11/2012


Certification 11738.

CERTIFICATE OF EMPLOYEE INFORMATION REPORT
RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of ~~15-JUL-2011 to 15-JUL-2014~~

SCARINCI & HOLLENBECK, LLC
1100 VALLEY BROOK AVE., PO BOX 790
LYNDHURST NJ 07037-0790




Andrew P. Sidamon-Eristoff
State Treasurer

Minority/Woman Business Enterprise (MWBE)**Questionnaire for Bidders**

Jersey City Ordinance C-829 establishes a goal of awarding 20% of the dollar amount of total city procurement to minority and woman owned business enterprises.

To assist us in monitoring our achievement of this goal, please indicate below whether your company is or is not a minority owned and/or woman owned business, and return this form with your bid proposal.

Business Name: Scarinci Hollenbeck

Address : 1100 Valley Brook Avenue, P.O. Box 790, Lyndhurst, NJ 07071

Telephone NO.: (201) 896-4100

Contact Name: Michael Cifelli

Please check applicable category:

☐ Minority Owned Business (MBE) ☐ Minority & Woman Owned Business (MWBE)

☐ Woman Owned Business (WBE) ☒ Neither

Definitions**Minority Business Enterprise**

Minority Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan native, defined as follows:

African American: a person having origins in any of the black racial groups of Africa

Hispanic: a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

American Indian or Alaskan Native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

Woman Business Enterprise

Woman Business Enterprise means a business which is sole proprietorship, partnership or corporation at least 51% or which is owned and controlled by a woman or women.

OFFICE OF EQUAL OPPORTUNITY COPY

04/15/2012 11:51 AM 201 000 0000 SCARINCI HOLLENBECK 000/010

Minority/Woman Business Enterprise (MWBE)

Questionnaire for Bidders

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Telephone NO.: (201) 896-4100

Contact Name: Michael Cifelli

Please check applicable category:

☐ Minority Owned Business (MBE) ☐ Minority & Woman Owned Business (MWBE)

☐ Woman Owned Business (WBE) ☒ Neither

Definitions

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Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

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Woman Business Enterprise

Woman Business Enterprise means a business which is sole proprietorship, partnership or corporation at least 51% or which is owned and controlled by a woman or women.

DIVISION OF PURCHASING COPY

P.L. 2004, c.57 (N.J.S.A. 52:32-44)
MANDATORY BUSINESS REGISTRATION LANGUAGE

Non Construction Contracts

P.L. 2004, c.57 (Chapter 57) amends and supplements the business registration provisions of N.J.S.A. 52:32-4 which impose certain requirements upon a business competing for, or entering into a contract with a local contracting agency whose contracting activities are subject to the requirements of the Local Public Contracts Law (N.J.S.A. 40A:11-2).

"New Jersey Business Registration Requirements"

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section P.L.2001, c.134 (C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L. 1977, c. 110 (C.5:12-92), or that provides false business registration information under the requirement of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency."

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY
DIVISION OF REVENUE
PO BOX 252
TRENTON, N.J. 08646-0252

TAXPAYER NAME:

SCARINCI & HOLLENBECK LLC

TRADE NAME:

TAXPAYER IDENTIFICATION#:

222-865-856/000

SEQUENCE NUMBER:

0075979

ADDRESS:

1100 VALLEY BROOK AVE PO BOX 7
LYNDHURST NJ 07091-0790

ISSUANCE DATE:

08/23/04

EFFECTIVE DATE:

01/01/88

FORM-BRC(08-01)

J. P. S. Tully
Acting Director

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008

PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Scarinci Hollenbeck has not made any reportable contributions in the **one-year period preceding April 2012 that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract Scarinci Hollenbeck will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

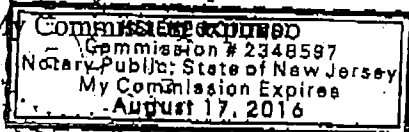
Name of Business Entity: Scarinci Hollenbeck

Signed [Signature] Title: Member

Print Name Donald Scarinci Date: 04/11/12

Subscribed and sworn before me
This 11 day of April, 2012.

[Signature]



[Signature]
(Affiant)

Donald Scarinci, Member
(Print name & title of affiant) (Corporate Seal)

** Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance.

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF JERSEY CITY

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Scarinci Hollenbeck has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the City of Jersey City as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Friends of Peter Brennan Election Fund	Gaughan Election Fund
Friends of Viola S. Richardson	The Election Fund of Steven Fulop
Lavarro for Council	Councilwoman Michele Massey
Friends of Michael Sottolano	Healy for Mayor 2013
EFO David P. Donnelly J.C. Council 2010	
Friends of Nidia R. Lopez	

Part II – Ownership Disclosure Certification

☒ I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

☐ Partnership ☐ Corporation ☐ Sole Proprietorship ☐ Subchapter S Corporation
☐ Limited Partnership ☒ Limited Liability Company ☐ Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Donald Scarinci	164 Schuyler Road, Allendale, NJ 07401
Kenneth J. Hollenbeck	404 Riverside Dr. # 10S, New York, NY 10027

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Scarinci Hollenbeck

Signed: 

Title: Member


Print Name: Donald Scarinci

Date: 4/11/12

Subscribed and sworn before me this 11th day
of April, 2012.



My Commission Expires
HELENE ROJONDO
Commission # 2848597
Notary Public, State of New Jersey
My Commission Expires
August 17, 2016


(Affiant)

Donald Scarinci, Member
(Print name & title of affiant) (Corporate Seal)

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

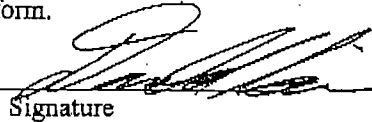
Required Pursuant To N.J.S.A. 19:44A-20.26

This form or its permitted facsimile must be submitted to the local unit
no later than 10 days prior to the award of the contract.

Part I - Vendor Information

Vendor Name:	Scarinci Hollenbeck		
Address:	1100 Valley Brook Avenue, P.O. Box 790		
City:	Lyndhurst	State:	NJ Zip: 07071

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.



Donald Scarinci
Printed Name

Member
Title

Part II - Contribution Disclosure

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

☐ Check here if disclosure is provided in electronic form.

Contributor Name	Recipient Name	Date	Dollar Amount
None			

☐ Check here if the information is continued on subsequent page(s)

ACORD

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

02/14/2012

PRODUCER 732.462.2343 FAX 732.780.8414
 The Dittmar Agency
 78 Court Street
 P.O. Box 1180
 Freehold, NJ 07728

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION
 ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE
 HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR
 ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED Scarinci & Hollenbeck, LLC
 1100 Valley Brook Avenue
 P. O. Box 790
 Lyndhurst, NJ 07071-0790

INSURERS AFFORDING COVERAGE

NAIC #

INSURER A: Selective Insurance

INSURER B: One Beacon Insurance Company

INSURER C:

INSURER D:

INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LYR INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR	S 1807443	02/01/2012	02/01/2013	EACH OCCURRENCE \$ 1,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000				
	MED EXP (Any one person) \$ 5,000				
	PERSONAL & ADV INJURY \$ 1,000,000				
GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					GENERAL AGGREGATE \$ 3,000,000
					PRODUCTS - COMP/OP AGG \$ 3,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	S 1807443	02/01/2012	02/01/2013	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	BODILY INJURY (Per person) \$				
	BODILY INJURY (Per accident) \$				
	PROPERTY DAMAGE (Per accident) \$				
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$
	OTHER THAN AUTO ONLY: EA ACC \$				
	AGG \$				
A	EXCESS / UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$ 0	S 1807443	02/01/2012	02/01/2013	EACH OCCURRENCE \$ 5,000,000
	AGGREGATE \$ 5,000,000				
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NJ) If yes, describe under SPECIAL PROVISIONS below				WC STATUTORY LIMITS OTHER
	E.L. EACH ACCIDENT \$				
	E.L. DISEASE - EA EMPLOYEE \$				
	E.L. DISEASE - POLICY LIMIT \$				
B	OTHER Lawyers Professional Liability Coverage	LAP371211	06/14/2011	06/14/2012	\$10,000,000 Ea Claim
	\$10,000,000 Aggregate				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

CERTIFICATE HOLDER

CANCELLATION

Scarinci & Hollenbeck, LLC

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL _____ DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

ACORD 25 (2009/01)

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Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-648

Agenda No. 10.2

Approved: AUG 22 2012

TITLE:



RESOLUTION REAUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH DOMENICK CARMAGNOLA, ESQ. TO REPRESENT FORMER CHIEF OF POLICE ROBERT TROY AND OTHER MUNICIPAL EMPLOYEES IN THE MATTER OF MONTONE V. CITY OF JERSEY CITY, ET AL.

WHEREAS, the Municipal Council of the City of Jersey City adopted a resolution authorizing a professional services agreement with Domenick Carmagnola, Esq. to represent former Chief of Police Robert Troy and several police officers and City officials named in the complaint filed by various individuals alleging violation of their civil rights as well as a hostile work environment and gender discrimination; and

WHEREAS, the City requires the services of Dominick Carmagnola, Esq. to represent former Chief of Police Robert Troy and other municipal employees in these matters; and

WHEREAS, these services because the plaintiffs are seeking to hold the police officers personally liable and because ethical rules governing the representation by municipal attorneys in some cases prohibit the Corporation Counsel from representing the City and individual police officers; and

WHEREAS, the City of Jersey City maintains excess general liability insurance that includes payment of legal fees once the self-insured retainer amount has been reached in certain cases; and

WHEREAS, Domenick Carmagnola, Esq., 60 Washington Street, Morristown, New Jersey, is an attorney-at-law in the State of New Jersey and is qualified to perform these services; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. (Pay-to-Play) took effect on January 1, 2006; and

WHEREAS, in May, 2011, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, Dominick Carmagnola, Esq. submitted a Qualification Statement in response to the City's RFQ; and

WHEREAS, Dominick Carmagnola, Esq. has submitted his Certification of Compliance with city's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, the resolution authorizing the award and the agreement itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

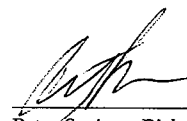
1. The agreement with Dominick Carmagnola, Esq. of the law firm of Carmagnola and Ritardi is hereby reauthorized for one year, effective August 22, 2012 for a total amount not to exceed \$10,000.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

City Clerk File No. Res. 12-648
 Agenda No. 10.Z AUG 22 2012

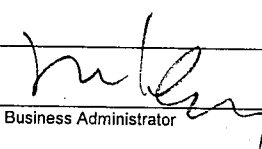
TITLE:

**RESOLUTION REAUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
 WITH DOMENICK CARMAGNOLA, ESQ. TO REPRESENT FORMER
 CHIEF OF POLICE ROBERT TROY AND OTHER MUNICIPAL EMPLOYEES
 IN THE MATTER OF MONTONE V. CITY OF JERSEY CITY, ET AL.**


3. This agreement is awarded without competitive bidding as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40a:11-1 et. seq.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.
5. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
6. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance attached hereto and incorporated herein by reference shall be placed on file with this resolution.


 Peter Soriero, Risk Manager

WM/igp
 8/6/12

APPROVED: 
 Business Administrator

APPROVED AS TO LEGAL FORM


 Corporation Counsel

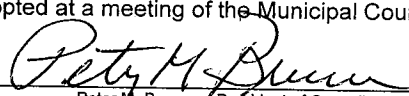
Certification Required ☐Not Required ☐APPROVED: 7-1

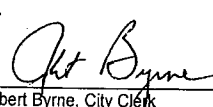
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP		✓		RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


 Peter M. Brennan, President of Council


 Robert Byrne, City Clerk



CITY OF JERSEY CITY

Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor

Bill Matsikoudis, Corporation Counsel

August 15, 2012

Council President and Members of the Council
City Council-280 Grove Street
Jersey City, NJ 07302

Re: Resolution authorizing a Professional Services Agreement of Dominick Carmagnola, Esq. to represent former Police Chief Robert Troy in the matter of Montone v. City of Jersey City, et al.

Dear Council President and Members of the Council:

The City and outside counsel have been defending former Police Chief Robert Troy and the Jersey City Police Department for several years in this matter. We have been successful in having the case dismissed in Federal Court and then again when the plaintiff re-filed in State Court. Currently, we are defending appeals that have been filed by the plaintiff. All briefing has been completed and we are only awaiting oral argument.

We believe the prospects of final success in this case are high. Hopefully this will be the final authorization for outside counsel needed in this matter.

Very truly yours,


WILLIAM MATSIKLOUDIS
CORPORATION COUNSEL

WM/igp

c: Jerramiah T. Healy, Mayor
John Kelly, Business Administrator
Robert Byrne, City Clerk

AGREEMENT

This **Agreement** dated the _____ day of _____, 2012 between the **City of Jersey City**, a municipal corporation, with offices at 280 Grove Street, Jersey City, New Jersey 07302 ("City") and **Domenick Carmagnola, Esq. of Carmagnola & Ritardi** ("Special Counsel").

WITNESSTH, that in consideration of the mutual covenants set forth, the **City** and **Special Counsel** agree as follows:

Scope of Agreement

Special Counsel is hereby retained as an independent contractor to represent former Chief of Police Robert Troy in the matter of *Montone v. City of Jersey City, et al.* **Special Counsel** shall submit 60 day status reports to the Corporation Counsel with a complete analysis of legal issues, risk of liability and the likely number of depositions to be taken. **Special Counsel** shall provide a brief summary of each deposition upon completion.

Affidavit of Services

Special Counsel shall submit a monthly affidavit of services to the Corporation Counsel. The affidavit shall specify in detail the services rendered and the time spent on those services.

Consideration

A. For the above services, **Special Counsel** shall be compensated at the rate of \$125.00 per hour, including expenses. The total amount of this agreement shall not exceed \$10,000.

B. The **Special Counsel** shall provide a monthly statement for services rendered. The **Special Counsel** shall submit to the City administration no later than the tenth day of each

month an affidavit of services specifying the total number of hours worked/performed during the preceding month. All statements shall be supplemented by the City's voucher. Payment by the City shall be made promptly in accordance with its procedures.

C. **Special Counsel** shall report to the Corporation Counsel when he or she has billed 70% of total contract amount. **Special Counsel** shall not be paid for services unless prior approval by the Corporation Counsel once **Special Counsel** reaches the 100% threshold.

Billing Practices and Other Guidelines Procedures

Disbursements should be charged only on the basis of the actual direct out-of-pocket cost to the **Special Counsel** and billed with sufficient detail to permit assessment of their compliance with the following guidelines: (i) in the case of photocopying, the per page charge not to exceed fifteen cents (\$.15) per page; (ii) in the case of facsimile transmittal, the per page charge not to exceed one dollar and fifty cents (\$1.50) per page; and (iii) charges for mileage and parking shall not be charged to the City.

The City expects that the **Special Counsel** will need to obtain the services of third-parties such as court reporters, investigators, consultants, experts, title companies, appraisers, messenger services, etc., in order to carry out their assignments and will contract with those service providers upon the approval of the City. With the exception of the court reporters, **Special Counsel** shall notify the City of their engagement of all third-party service providers and obtain authorization for those services from the City. The **Special Counsel** will pay all third-party service providers directly and will bill the City for those services detailed disbursements included in monthly invoices. This City will not accept separate invoices from service providers directly to the City for payment.

If the **Special Counsel** receives discounts from messenger services, title agencies, investigators or other categories of service provider, those discounts must be passed on to the City and noted on each invoice.

The City does not agree to pay for the following disbursements unless specifically approved in advance for any specific matter by the City.

- word processing;
- secretaries' overtime, proofreading, placing or organizing documents in files;
- meals;
- first class air or rail travel, chauffeur driven limousines;
- hotel accommodations; and
- charges for use of conference rooms or office space.

Should the services of one or more other persons with **Special Counsel's** firm be deemed necessary and approved, the City expects that an appropriate number of attorneys and paralegals at all practice levels will be available for assignment to its matters so that matters can be handled in the most efficient manner possible. Further, the City expects that tasks will be performed by the appropriate level attorney (partner or associates) or paralegal. If the **Special Counsel** decides to staff tasks such as document indexing or preparing deposition summaries with associates rather than paralegals without the City's prior permission, the City agrees to pay only at the rate for paralegals.

The City reserves the right to discuss with its outside counsel and approve the particular attorneys who will be assigned to work on each matter. The City also reserves the right to request the removal of any attorney from the City's assignments for any reason.

The City does not agree to pay for excessive in-office consultants between attorneys or attorneys and paralegals, or for administrative meetings with associates and paralegals.

The City does not agree to pay for time spent educating lawyers as a result of the transfer or work between attorneys within the law firm unless approved by the City in advance. A complete or substantially complete transfer of work from an attorney having significant responsibility on a matter to another attorney or attorneys must be approved by the City.

The City does not agree to pay for more than one attorney's attendance at meetings, depositions, conferences or hearings unless the City authorizes such attendance in advance.

Assignment

The services under this contract shall be performed exclusively by **Special Counsel** not by any other member of his firm. **Special Counsel** may assign work under this contract to another person within the firm only with the approval of the Corporation Counsel.

New Jersey Business Registration Requirements

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is

intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001, c.134 (C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L.1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

Special Provisions

The City reserves the right to terminate the within Agreement at any time for any reason whatsoever, in which event the **Special Counsel** shall be paid for services due up to the date of termination. Thereafter, this Agreement shall be considered null and void with no further rights or obligations emanating therefrom.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal or caused these presents to be signed by their proper corporate officers and their proper corporate seal hereto affixed the day, month and year above written.

Affirmative Action Plan

- (A) If the contract exceeds \$9,200, it shall also be subject to the Affirmative Action amendments to the "Law Against Discrimination", N.J.S.A. 10:5-31 et seq.
- (B) This contract shall not become effective and special counsel shall provide no services under this contract until he or she has executed the following documents:
 - 1. A supplemental Affirmative Action agreement pursuant to N.J.S.A. 10:5-21 et seq.
 - 2. An Affirmative Action Employee Information Report (form AA-302) (for contracts which exceeds \$9,200).

These documents may be obtained from the department responsible for the administration of this contract. All of the terms and conditions are made part of this contract.

Attest:

City of Jersey City

Robert Byrne
City Clerk

John Kelly
Business Administrator

WITNESS:

Carmagnola & Ritardi, LLC

Domenick Carmagnola, Esq.

**CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008**

PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Carmagnola & Ritardi, LLC (name of business entity) has not made any reportable contributions in the ****one-year period preceding** _____ (date City Council awards contract) that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract Carmagnola & Ritardi, LLC (name of business entity) will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

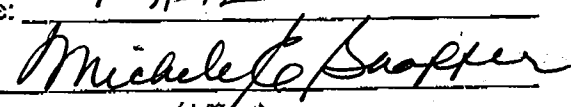
Name of Business Entity: Carmagnola & Ritardi, LLC

Signed  Title: Member

Print Name Domenick Carmagnola, Esq Date: 7-31-12

Subscribed and sworn before me
this 31st day of July, 2012

My Commission expires: 9-28-14


(Affiant)

(Print name & title of affiant) (Corporate Seal)

MICHELE E. SHAFFER
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 9/28/2014

MICHELE E. SHAFFER
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 9/28/2014

****Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance.**

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Required Pursuant To N.J.S.A. 19:44A-20.26

This form or its permitted facsimile must be submitted to the local unit no later than 10 days prior to the award of the contract.

Part I – Vendor Information

Vendor Name:	Carmagnola & Ritardi, LLC		
Address:	60 Washington Street		
City:	Morristown	State:	NJ Zip: 07960

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.

Signature _____

Domenick Carmagnola, Esq. Member

Printed Name

Title

Part II – Contribution Disclosure

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

☐ Check here if disclosure is provided in electronic form.

[illegible]

☐ Check here if the information is continued on subsequent page(s)

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the _____ of _____ (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. 5121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities; and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

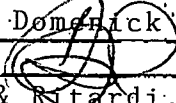
Representative's Name/Title Print): Domènec Carmagnola, Member
Representative's Signature: 
Name of Company: Carmagnola & Ritardi, LLC
Tel. No.: 973-267-4445 Date: 7-31-12

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)
N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status,

affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance)

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

The undersigned vendor certifies on their company's receipt, knowledge and commitment to comply with:

EXHIBIT A

N.J.S.A. 10:5-31 and N.J.A.C. 17:27

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

**Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)**

The undersigned vendor further agrees to furnish the required forms of evidence and understands that their contract/company's bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

Representative's Name/Title (Print): Domenick Carmagnola, Member

Representative's Signature: 

Name of Company: Carmagnola & Ritardi, LLC

Tel. No.: 973-267-4445 Date: 7-31-12

Certification 25945

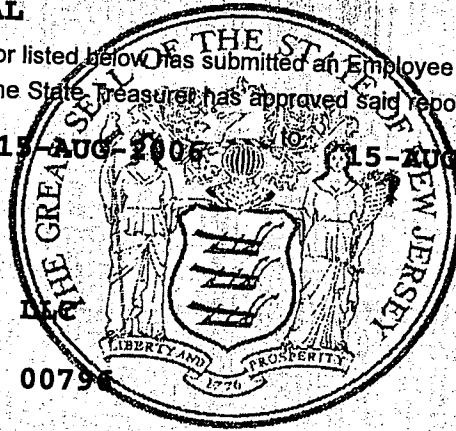
CERTIFICATE OF EMPLOYEE INFORMATION REPORT INITIAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of

15-AUG-2005 to 15-AUG-2013

CARMAGNOLA & RITARDI, INC.
60 WASHINGTON STREET
MORRISTOWN

NJ 00796



Bradley Abela

State Treasurer

**Minority/Woman Business Enterprise (MWBE)
Questionnaire for Bidders**

Jersey City Ordinance C-829 establishes a goal of awarding 20% of the dollar amount of total city procurement to minority and woman owned business enterprises.

To assist us in monitoring our achievement of this goal, please indicate below whether your company is or is not a minority owned and/or woman owned business, and return this form with your bid proposal.

Business Name : Carmagnola & Ritardi, LLC
Address : 60 Washington St., Morristown, NJ 07960
Telephone No. : 973-267-4445
Contact Name : Domenick Carmagnola / Steven F. Ritardi

Please check applicable category :

<input type="checkbox"/> Minority Owned Business (MBE)	<input type="checkbox"/> Minority & Woman Owned Business (MWBE)
<input type="checkbox"/> Woman Owned business (WBE)	<input checked="" type="checkbox"/> Neither

Definitions

Minority Business Enterprise

Minority Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan native, defined as follows:

African American: a person having origins in any of the black racial groups of Africa

Hispanic: a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

American Indian or Alaskan Native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

Woman Business Enterprise

Woman Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a woman or women.

OFFICE OF EQUAL OPPORTUNITY COPY

BUSINESS ENTITY DISCLOSURE CERTIFICATION

FOR NON-FAIR AND OPEN CONTRACTS

Required Pursuant To N.J.S.A. 19:44A-20.8

CITY OF JERSEY CITY

Part I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the <name of business entity> has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding (date of award scheduled for approval of the contract by the governing body) to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the <name of entity of elected officials> as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Friends of Peter Brennan Election Fund	Gaughan Election Fund
Friends of Viola S. Richardson	The Election Fund of Steven Fulop
Lavarro for Council	Councilwoman Michele Massey
Friends of Michael Sottolano	
EFO David P. Donnelly J.C. Council 2010	Healy for Mayor 2013
Friends of Nidia R. Lopez	

Part II - Ownership Disclosure Certification

☐ I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- ☐ Partnership ☐ Corporation ☐ Sole Proprietorship ☐ Subchapter S Corporation
☐ Limited Partnership ☒ Limited Liability Corporation ☐ Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Domenick Carmagnola	43 Cedar Lake East, Denville, NJ 07834
Steven F. Ritardi	1 Cooper Rd, Mendham, NJ 07945

Part 3 - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Carmagnola & Ritardi, LLC

Signed: [Signature] Title: Member

Print Name: Domenick Carmagnola, Esq Date: 7-31-12

Subscribed and sworn before me this 31 day of

July, 2012

My Commission expires:

MICHELE E. SHAFFER
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 9/28/2014

[Signature]
(Affiant)
Michele E. Shaffer
(Print name & title of affiant) (Corporate Seal)

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 252
TRENTON, N J 08646-0252

TAXPAYER NAME:

CARMAGNOLA & RITARDI, L.L.C.

TRADE NAME:

ADDRESS:

**60 WASHINGTON STREET
MORRISTOWN NJ 07960**

SEQUENCE NUMBER:

1162631

EFFECTIVE DATE:

06/17/05

ISSUANCE DATE:

10/05/05

J.P. & Tully
Director

FORM-BRC(08-01)

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-649

Agenda No. 10.Z.1

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH MCENERNEY, BRADY, AND COMPANY, LLC, CPA TO PERFORM FINANCIAL AUDITS WITHOUT PUBLIC BIDDING

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING
RESOLUTION:

WHEREAS, the City has the need to conduct financial audits of various tax abatement agreements; and

WHEREAS, N.J.S.A. 40A:11-5 *et seq* authorizes the City to award a contract without public advertising for bids if the contract is for professional services rendered or performed by a person authorized by law to practice a recognized profession; and

WHEREAS, the City has a need to acquire these services pursuant to the statutorily permitted provisions of N.J.S.A. 19:44A-20.5 *et seq* and

WHEREAS, the Business Administrator has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, the City of Jersey City received a proposal from McEnerney, Brady, and Company, LLC, CPA; and

WHEREAS, the proposal submitted by McEnerney, Brady, and Company, LLC, CPA was judged to meet the City's needs; and

WHEREAS, McEnerney, Brady, and Company, LLC, CPA has agreed to provide and deliver products and services in the manner specified by the Department of Administration; and

WHEREAS, the City Purchasing Agent has certified that he considers said proposal to be fair and reasonable; and

WHEREAS, this award of contract is contingent upon sufficient funds being appropriated in the FY2012 permanent budget in the following account:

Department/Division Acct	
NO. 01-201-20-100-312	\$25,000.00

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 *et seq.*, McEnerney, Brady, and Company, LLC, CPA has completed and submitted a Business Entity Disclosure Certification which certifies that McEnerney, Brady, and Company, LLC, CPA has not made any reportable contributions to a political or candidate committee in the City of Jersey City in the previous one year, and that the contract will prohibit McEnerney, Brady, and Company, LLC, CPA from making any reportable contributions through the term of the contract; and

WHEREAS, McEnerney, Brady, and Company, LLC, CPA has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, McEnerney, Brady, and Company, LLC, CPA has certified that they have not made any reportable contributions in the one-year period preceding the award of this contract that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128

City Clerk File No. Res. 12-649Agenda No. 10.Z.1 AUG 22 2012

TITLE:

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH
MCENERNEY, BRADY, AND COMPANY, LLC, CPA TO PERFORM FINANCIAL
AUDITS WITHOUT PUBLIC BIDDING**

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said proposal of the aforementioned McEnerney, Brady, and Company, LLC, CPA be accepted and that a contract be awarded to said company in the above amount, and the City's Purchasing Agent is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official of employee of the City authorized to receive the material pursuant to the contact, that the same has been received and that the requirements of the contract met, then; payment to the contractor shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A 40A:5-1 et seq; and be it further

RESOLVED, this contract is awarded without competitive bidding in accordance with N.J.S.A 40A: 11-5 (1); and be it further.

RESOLVED, this contract is awarded pursuant to the statutorily permitted provisions of N.J.S.A. 19:44A-20.4 et seq (the "Pay to Play" law).

I, Donna Mauer Donna Mauer, Chief Financial Officer, certify that funds are available in Account No. 01-201-20-100-312 PO#**107485**

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk



MEMORANDUM

DEPARTMENT OF ADMINISTRATION

To: Council President Brennan and Council Members

From: *jwk* Jack Kelly, Business Administrator
Maureen Cosgrove, Tax Collector

Re: Award of contract, McEnerney, Brady & Co., CPA's

Date: August 16, 2012

As a regular part of operations the City prepared an RFP and solicited responses from CPA firms having experience auditing PILOTs. The firm McEnerney, Brady and Co., CPA's was selected from the process and recently completed audits for 77 Hudson Street (AKA 70 Greene Street) and Marbella Urban Renewal. As a result of these audits the City billed and received an additional \$140,000 this year in PILOT revenue.

Audits of Newport Hotel One, Hudson Hospitality and Caven Point Urban Renewal PILOTs are currently in progress. This resolution will authorize funding to initiate audits on the PILOTs awarded Tower America, which will be moving to full taxation later this year and Aqua Urban Renewal.

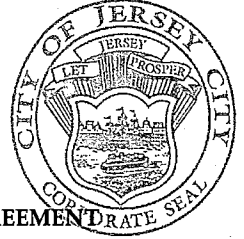
Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-650

Agenda No. 10.Z.2

Approved: AUG 22 2012

TITLE:



**RESOLUTION REAUTHORIZING A PROFESSIONAL SERVICE AGREEMENT
WITH CHASAN, LEYNER & LAMPARELLO AND TO REPRESENT MICHAEL
RAZZOLI IN THE MATTER OF 172 RESTAURANT LLC D/B/A ATOMIC
WINGS v. CITY OF JERSEY CITY AND MICHAEL RAZZOLI**

WHEREAS, the City of Jersey City and Michael Razzoli was named in a complaint alleging discrimination by Construction Code Official Michael Razzoli in delaying approval in the permit process; and

WHEREAS, the Corporation Counsel has recommended the appointment of outside counsel to represent Michael Razzoli in this matter; and

WHEREAS, special counsel agreed to provide these services at an hourly rate of \$125.00 per hour; and

WHEREAS, Chasan, Leyner & Lamparello, possesses the skills and expertise to perform these services; and

WHEREAS, N.J.S.A. 40a:11-15 requires professional services contracts to be renewed on an annual basis; and

WHEREAS, N.J.S.A. 19:44A-20.5 et seq. (the Pay-to-Play Law) took effect on January 1, 2006; and

WHEREAS, in May, 2011, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, Chasen, Leyner & Lamparello have submitted a Qualification Statement in response to City's RFQ; and

WHEREAS, this contract is made in accordance with the "fair and open process" of the Pay-to-Play Law; and

WHEREAS, Chasan, Leyner & Lamparello has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, Chasan, Leyner & Lamparello has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, the resolution reauthorizing the award and the agreement itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The agreement with the law firm of Chasan, Leyner & Lamparello is hereby reauthorized for one year, effective August 22, 2012, for a total amount not to exceed

City Clerk File No. Res. 12-650Agenda No. 10.Z.2 AUG 22 2012

TITLE:

**RESOLUTION REAUTHORIZING A PROFESSIONAL SERVICE AGREEMENT
WITH CHASAN, LEYNER & LAMPARELLO TO REPRESENT MICHAEL
RAZZOLI IN THE MATTER OF 172 RESTAURANT LLC D/B/A ATOMIC
WINGS v. CITY OF JERSEY CITY AND MICHAEL RAZZOLI**

\$36,000, including expenses.

2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

3. This agreement is awarded without competitive bidding, as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

5. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.

6. The Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance attached hereto and incorporated herein by reference shall be placed on file with this resolution.



Peter Soriero, Risk Manager

WM/igp
8/07/12

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐Not Required ☐

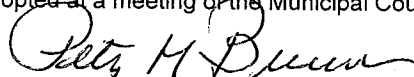
APPROVED 6-1-1

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	ABSTAIN			FULOP		✓		RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.



Peter M. Brennan, President of Council



Robert Byrne, City Clerk

AMENDED AGREEMENT

This Agreement dated the _____ day of _____, 2012 between the City of Jersey City, a municipal corporation, with offices at 280 Grove Street, Jersey City, New Jersey 07302 ("City") and the law firm of Chasan, Leyner & Lamparello. ("Special Counsel").

WITNESSTH, that in consideration of the mutual covenants set forth, the City and Special Counsel agree as follows:

Scope of Agreement

Special Counsel is hereby retained as an independent contractor to represent Michael Razzoli in the matter entitled 172 Restaurant, LLC D/B/A Atomic Wings v. City of Jersey City, et al.. Special Counsel shall submit 60 day status reports to the Corporation Counsel with a complete analysis of legal issues, risk of liability and the likely number of depositions to be taken. Special Counsel shall provide a brief summary of each deposition upon completion.

Affidavit of Services

Special Counsel shall submit a monthly affidavit of services to the Corporation Counsel. The affidavit shall specify in detail the services rendered and the time spent on those services.

Consideration

- A. For the above services, Special Counsel shall be compensated at the rate of \$125.00 per hour, including expenses. The total amount of this agreement shall not exceed \$36,000.
- B. The Special Counsel shall provide a monthly statement for services rendered.

The **Special Counsel** shall submit to the City administration no later than the tenth day of each month an affidavit of services specifying the total number of hours worked/performed during the preceding month. All statements shall be supplemented by the City's voucher. Payment by the City shall be made promptly in accordance with its procedures.

C. **Special Counsel** shall report to the Corporation Counsel when he or she has billed 70% of total contract amount. **Special Counsel** shall not be paid for services unless prior approval by the Corporation Counsel once **Special Counsel** reaches the 100% threshold.

Billing Practices and Other Guidelines Procedures

Disbursements should be charged only on the basis of the actual direct out-of-pocket cost to the **Special Counsel** and billed with sufficient detail to permit assessment of their compliance with the following guidelines: (I) in the case of photocopying, the per page charge not to exceed fifteen cents (\$.15) per page; (ii) in the case of facsimile transmittal, the per page charge not to exceed one dollar and fifty cents (\$1.50) per page; and (iii) charges for mileage and parking shall not be charged to the City.

The City expects that the **Special Counsel** will need to obtain the services of third-parties such as court reporters, investigators, consultants, experts, title companies, appraisers, messenger services, etc., in order to carry out their assignments and will contract with those service providers upon the approval of the City. With the exception of the court reporters, **Special Counsel** shall notify the City of their engagement of all third-party service providers and obtain authorization for those services from the City. The **Special Counsel** will pay all third-party service providers

directly and will bill the City for those services detailed disbursements included in monthly invoices. This City will not accept separate invoices from service providers directly to the City for payment.

If the **Special Counsel** receives discounts from messenger services, title agencies, investigators or other categories of service provider, those discounts must be passed on to the City and noted on each invoice.

The City does not agree to pay for the following disbursements unless specifically approved in advance for any specific matter by the City.

- word processing;
- secretaries' overtime, proofreading, placing or organizing documents in files;
- meals;
- first class air or rail travel, chauffeur driven limousines;
- hotel accommodations; and
- charges for use of conference rooms or office space.

Should the services of one or more other persons with **Special Counsel's** firm be deemed necessary and approved, the City expects that an appropriate number of attorneys and paralegals at all practice levels will be available for assignment to its matters so that matters can be handled in the most efficient manner possible. Further, the City expects that tasks will be performed by the appropriate level attorney (partner or associates) or paralegal. If the **Special Counsel** decides to staff tasks such as document indexing or preparing deposition summaries with associates rather than paralegals without the City's prior permission, the City agrees to pay only at the rate for

paralegals.

The City reserves the right to discuss with its outside counsel and approve the particular attorneys who will be assigned to work on each matter. The City also reserves the right to request the removal of any attorney from the City's assignments for any reason.

The City does not agree to pay for excessive in-office consultants between attorneys or attorneys and paralegals, or for administrative meetings with associates and paralegals.

The City does not agree to pay for time spent educating lawyers as a result of the transfer or work between attorneys within the law firm unless approved by the City in advance. A complete or substantially complete transfer of work from an attorney having significant responsibility on a matter to another attorney or attorneys must be approved by the City.

The City does not agree to pay for more than one attorney's attendance at meetings, depositions, conferences or hearings unless the City authorizes such attendance in advance.

Assignment

The services under this contract shall be performed exclusively by **Special Counsel** not by any other member of his firm. **Special Counsel** may assign work under this contract to another person within the firm only with the approval of the Corporation Counsel.

New Jersey Business Registration Requirements

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier

used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001, c.134 (C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L.1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

Special Provisions

The City reserves the right to terminate the within Agreement at any time for any reason whatsoever, in which event the **Special Counsel** shall be paid for services due up to the date of termination. Thereafter, this Agreement shall be considered null and void with no further rights or obligations emanating therefrom.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal or caused these presents to be signed by their proper corporate officers and their proper corporate seal hereto affixed the day, month and year above written.

Affirmative Action Plan

- (A) If the contract exceeds \$9,200, it shall also be subject to the Affirmative Action amendments to the "Law Against Discrimination", N.J.S.A. 10:5-31 et seq.
- (B) This contract shall not become effective and special counsel shall provide no services under this contract until he or she has executed the following documents:
1. A supplemental Affirmative Action agreement pursuant to N.J.S.A. 10:5-21 et seq.
 2. An Affirmative Action Employee Information Report (form AA-302) (for contracts which exceeds \$9,200).

These documents may be obtained from the department responsible for the administration of this contract. All of the terms and conditions are made part of this contract.

Attest:

City of Jersey City

Robert Byrne
City Clerk

John Kelly
Business Administrator

WITNESS:

Chasan, Leyner & Lamparello

John L. Shahdanian II, Esq.

**CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008**

PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Chasan Leyner & Lamparello, PC (name of business entity) has not made any reportable contributions in the **one-year period preceding (date City Council awards contract) that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract Chasan Leyner & Lamparello, PC (name of business entity) will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Chasan Leyner & Lamparello, PC

Signed Ralph J. Lamparello Title: President/CEO

Print Name Ralph J. Lamparello, Esq. Date: 8/6/12

Subscribed and sworn before me
this 6th day of Aug, 2012
My Commission expires:

Sharon A. Damato
(Affiant)

(Print name & title of affiant) (Corporate Seal)

SHARON A. DAMATO
A Notary Public of New Jersey
My Commission Expires September 15, 2015

****Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance.**

C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

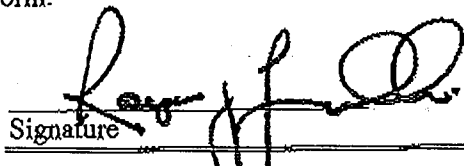
Required Pursuant To N.J.S.A. 19:44A-20.26

This form or its permitted facsimile must be submitted to the local unit
no later than 10 days prior to the award of the contract.

Part I - Vendor Information

Vendor Name:	Chasan Leyner & Lamparello, PC		
Address:	300 Harmon Meadow Boulevard		
City:	Secaucus	State:	New Jersey Zip: 07094-3621

The undersigned being authorized to certify, hereby certifies that the submission provided herein represents compliance with the provisions of N.J.S.A. 19:44A-20.26 and as represented by the Instructions accompanying this form.



Ralph J. Lamparello, Esq.
Printed Name

President/CEO/Managing Partner
Title

Part II - Contribution Disclosure

Disclosure requirement: Pursuant to N.J.S.A. 19:44A-20.26 this disclosure must include all reportable political contributions (more than \$300 per election cycle) over the 12 months prior to submission to the committees of the government entities listed on the form provided by the local unit.

☐ Check here if disclosure is provided in electronic form.

Contributor Name	Recipient Name	Date	Dollar Amount
Chasan Leyner & Lamparello, PC	Election Fund of Gerald Drasheff	5/10/12	\$500.00
Chasan Leyner & Lamparello, PC	Weehawken & You Re-Election Committee 2014	5/31/12	\$1,000.00
Chasan Leyner & Lamparello, PC	Team Bayonne	11/23/11	\$500.00

☐ Check here if the information is continued on subsequent page(s)

EEO/AFFIRMATIVE ACTION REQUIREMENTS

Goods, Professional Services and General Service Contracts

Questions in reference to EEO/AA Requirements For Goods, Professional Services and General Service Contracts should be directed to:

Jeanne F. Abuan
Affirmative Action Officer, Public Agency Compliance Officer
Department of Administration
Office of Equal Opportunity/Affirmative action
280 Grove Street Room-103
Jersey City NJ 07302
Tel. #201-547- 4533
Fax# 201-547-5088
E-mail Address: abuanJ@jenj.org

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the City of Jersey City (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. §12101 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities; and the rules and regulations promulgated pursuant thereto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature, arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

Representative's Name/Title Print: Ralph J. Lamparello, Esq., President/CEO
Representative's Signature: [Signature]
Name of Company: Chasan Leyner & Lamparello, PC
Tel. No.: (201) 348-6000 Date: 8/6/12

(REVISED 10/2011)

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE

N.J.S.A. 10:5-31 et seq. (P.L. 1975, C. 127)

N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICE AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor will send to each labor union, with which it has a collective bargaining agreement, a notice, to be provided by the agency contracting officer, advising the labor union of the contractor's commitments under this chapter and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, and labor unions, that it does not discriminate on the basis of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status,

affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval

Certificate of Employee Information Report

Employee Information Report Form AA302 (electronically provided by the Division and distributed to the public agency through the Division's website at www.state.nj.us/treasury/contract_compliance)

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

The undersigned vendor certifies on their company's receipt, knowledge and commitment to comply with:

EXHIBIT A
N.J.S.A. 10:5-31 and N.J.A.C. 17:27
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)

The undersigned vendor further agrees to furnish the required forms of evidence and understands that their contract/company's bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

Representative's Name/Title (Print): Ralph J. Lamparello, Esq., President/CEO

Representative's Signature: 

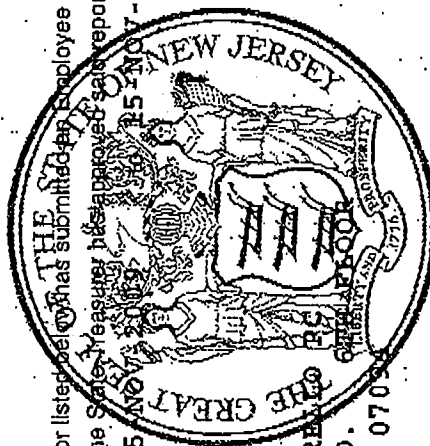
Name of Company: Chasan Leyner & Lamparello, PC

Tel. No.: (201) 348-6000 Date: 8/6/12

Certification 15710

CERTIFICATE OF EMPLOYEE INFORMATION REPORT**RENEWAL**

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15 NOV 2012 - 15 NOV 2012



CHASAN LEYNER & LAMPARELLA
 300 HARMON MEADOW BLVD.
 SECAUCUS NJ 07094



[Handwritten signature]

State Treasurer

Minority/Woman Business Enterprise (MWBE)
Questionnaire for Bidders

Jersey City Ordinance C-829 establishes a goal of awarding 20% of the dollar amount of total city procurement to minority and woman owned business enterprises.

To assist us in monitoring our achievement of this goal, please indicate below whether your company is or is not a minority owned and/or woman owned business, and return this form with your bid proposal.

Business Name : Chasan Leyner & Lamparello, PC
Address : 300 Harmon Meadow Boulevard, Secaucus, NJ 07094
Telephone No. : (201) 348-6000
Contact Name : Ralph J. Lamparello, Esq., President/CEO

Please check applicable category :

☐ Minority Owned Business (MBE) ☐ Minority & Woman Owned Business (MWBE)
☐ Woman Owned business (WBE) ☒ Neither

Definitions
Minority Business Enterprise

Minority Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan native, defined as follows:

African American: a person having origins in any of the black racial groups of Africa

Hispanic: a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

American Indian or Alaskan Native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

Woman Business Enterprise

Woman Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a woman or women.

OFFICE OF EQUAL OPPORTUNITY COPY

BUSINESS ENTITY DISCLOSURE CERTIFICATION

FOR NON-FAIR AND OPEN CONTRACTS

Required Pursuant To N.J.S.A. 19:44A-20.8

CITY OF JERSEY CITY

Part I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the <name of business entity> has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding (date of award scheduled for approval of the contract by the governing body) to any of the following named candidate committee, joint candidates committee, or political party committee representing the elected officials of the <name of entity of elected officials> as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Friends of Peter Brennan Election Fund	Gaughan Election Fund
Friends of Viola S. Richardson	The Election Fund of Steven Fulop
Lavarro for Council	Councilwoman Michele Massey
Friends of Michael Sottolano	
EFO David P. Donnelly J.C. Council 2010	Healy for Mayor 2013
Friends of Nidia R. Lopez	

Part II - Ownership Disclosure Certification

☒ I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- ☐ Partnership
 ☒ Corporation
 ☐ Sole Proprietorship
 ☐ Subchapter S Corporation
☐ Limited Partnership
 ☐ Limited Liability Corporation
 ☐ Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Ralph J. Lamparello	3 Downingtown Court, Warren, NJ 07059
Steven L. Menaker	14 Sherwood Drive, Freehold, NJ 07728
Robert A. Kaye	12 Exeter Rd., Short Hills, NJ 07078

Part 3 - Signature and Attestation

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Chasan Leyner & Lamparello, PC

Signed: Ralph J. Lamparello Title: President/CEO

Print Name: Ralph J. Lamparello, Esq. Date: 8/6/12

Subscribed and sworn before me this 6th day of

Aug 2012

My Commission expires:

Sharon A. Damato
 SHARON A. DAMATO
 A Notary Public of New Jersey
 My Commission Expires September 15, 2015 (Corporate Seal)

01/21/05

Taxpayer Identification# 221-933-096/000

Dear Business Representative:

Congratulations! You are now registered with the New Jersey Division of Revenue.

Use the Taxpayer Identification Number listed above on all correspondence with the Divisions of Revenue and Taxation, as well as with the Department of Labor (if the business is subject to unemployment withholdings). Your tax returns and payments will be filed under this number, and you will be able to access information about your account by referencing it.

Additionally, please note that State law requires all contractors and subcontractors with Public agencies to provide proof of their registration with the Division of Revenue. The law also amended Section 92 of the Casino Control Act, which deals with the casino service industry.

We have attached a Proof of Registration Certificate for your use. To comply with the law, if you are currently under contract or entering into a contract with a State agency, you must provide a copy of the certificate to the contracting agency.

IF YOU HAVE ANY QUESTIONS OR NEED MORE INFORMATION, CONTACT THE DIVISION OF REVENUE AT 201-261-7600.

PLEASE HAVE YOUR BUSINESS REGISTRATION CERTIFICATE AVAILABLE AT ALL TIMES.

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY
DIVISION OF REVENUE
PO BOX 282
TRENTON, NJ 08646-0282

TAXPAYER NAME: CHASAN LEYNER & LAMPARELLO, PC

TRADE NAME:

ADDRESS: 300 HARMON MEADOW BLVD
SECAUCUS, NJ 08094-3621

SEQUENCE NUMBER: 0085175

EFFECTIVE DATE: 06/23/71

ISSUANCE DATE: 01/21/05

FORM-BRC(08-01)

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-651

Agenda No. 10.Z.3

Approved: AUG 22 2012



TITLE: RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH JOHN CURLEY, ESQ. TO REPRESENT THE CITY IN CONDEMNATION MATTERS RELATING TO THE ACQUISITION OF THE 6TH STREET EMBANKMENT

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the Corporation Counsel determined that it was necessary to engage outside counsel to represent and advise the City of Jersey City in the acquisition of the 6th Street Embankment; and

WHEREAS, the City of Jersey City approved a professional services agreement with John J. Curley, Esq. to provide these services at the hourly rate of \$175.00 per hour for a maximum fee of \$75,000; and

WHEREAS, such services qualify as professional services exempt from public bidding under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq; and

WHEREAS, John Curley, Esq. is an attorney qualified to perform these services; and

WHEREAS, in May, 2012, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, John J. Curley, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Mr. Curley from making any reportable contributions during the term of the contract; and

WHEREAS, John J. Curley, Esq. has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, John J. Curley, Esq. has submitted its Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance 08-128 adopted on September 3, 2008; and

WHEREAS, funds are available for the costs of these services in Account No.: 04-215-55-887-990; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that:

1. The agreement with John J. Curley, Esq to represent and advise the City of Jersey City in connection with the acquisition of the 6th Street Embankment be amended to increase the contract amount by an additional \$75,000 for a total amount of \$200,000.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.

City Clerk File No. Res. 12-651Agenda No. 10.Z.3 AUG 22 2012

TITLE:

**RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT
WITH JOHN CURLEY, ESQ. TO REPRESENT THE CITY IN CONDEMNATION
MATTERS RELATING TO THE ACQUISITION OF THE 6TH STREET EMBANKMENT**

4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

I hereby certify that there are sufficient funds available in Account No.: 04-215-55-887-990 for payment of this resolution.

P.O. 107433

Donna Mauer

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan

Peter M. Brennan, President of Council

Robert Byrne

Robert Byrne, City Clerk



CITY OF JERSEY CITY

Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor

Bill Matsikoudis, Corporation Counsel

August 15, 2012

Council President and Members of the Council
City Council-280 Grove Street
Jersey City, NJ 07302

Re: Resolution authorizing new Contracts with Charles Montange, Esq. and John Curley, Esq. for representation of the City of Jersey City in the 6th Street Embankment Litigation

Dear Council President and Members of the Council:

There are two resolutions on the Council agenda that would authorize the continued representation of Jersey City in the 6th Street Embankment litigation by outside counsel. As the Council is well aware, settlement seemed close some time ago. Settlement discussions continue and I am reasonably optimistic that an agreement can be reached similar to the terms that were authorized by the City Council. Additionally, our position in the litigation has improved. A more detailed analysis of the status of this complex litigation is attached hereto in the letter from Charles Montange, Esq.

Very truly yours,

WILLIAM MATSIKLOUDIS
CORPORATION COUNSEL

WM/igp

c: Jerramiah T. Healy, Mayor
John Kelly, Business Administrator
Robert Byrne, City Clerk

AGREEMENT

This Agreement dated the ____ day of _____, 2012 between the City of Jersey City, a municipal corporation, with offices at 280 Grove Street, Jersey City, New Jersey 07302 ("City") and John J. Curley, Esq. ("Special Counsel").

WITNESSTH, that in consideration of the mutual covenants set forth, the City and Special Counsel agree as follows:

Scope of Agreement

Special Counsel is hereby retained as an independent contractor to represent and advise the City of Jersey City in the acquisition of the 6th Street Embankment.

Affidavit of Services

Special Counsel shall submit a monthly affidavit of services to the Corporation Counsel. The affidavit shall specify in detail the services rendered and the time spent on those services.

Consideration

A. For the above services, Special Counsel shall be compensated at the rate of \$175.00 per hour, including expenses. The total amount of this agreement shall not exceed \$75,000.

B. The Special Counsel shall provide a monthly statement for services rendered. The Special Counsel shall submit to the City administration no later than the tenth day of each month an affidavit of services specifying the total number of hours worked/performed during the preceding month. All statements shall be supplemented by the City's voucher. Special Counsel shall notify the City when 15% of the contractual limit has been reached.

Billing Practices and Other Guidelines Procedures

Disbursements should be charged only on the basis of the actual direct out-of-pocket cost to the **Special Counsel** and billed with sufficient detail to permit assessment of their compliance with the following guidelines: (I) in the case of photocopying, the per page charge not to exceed fifteen cents (\$.15) per page; (ii) in the case of facsimile transmittal, the per page charge not to exceed one dollar and fifty cents (\$1.50) per page; and (iii) charges for mileage and parking shall not be charged to the City.

The City expects that the **Special Counsel** will need to obtain the services of third-parties such as court reporters, investigators, consultants, experts, title companies, appraisers, messenger services, etc., in order to carry out their assignments and will contract with those service providers upon the approval of the City. With the exception of the court reporters, **Special Counsel** shall notify the City of their engagement of all third-party service providers and obtain authorization for those services from the City. The **Special Counsel** will pay all third-party service providers directly and will bill the City for those services detailed disbursements included in monthly invoices. This City will not accept separate invoices from service providers directly to the City for payment.

If the **Special Counsel** receives discounts from messenger services, title agencies, investigators or other categories of service provider, those discounts must be passed on to the City and noted on each invoice.

The City does not agree to pay for the following disbursements unless specifically approved in advance for any specific matter by the City.

- word processing;

- secretaries' overtime, proofreading, placing or organizing documents in files;
- meals;
- first class air or rail travel, chauffeur driven limousines;
- hotel accommodations; and
- charges for use of conference rooms or office space.

Should the services of one or more other persons with **Special Counsel's** firm be deemed necessary and approved, the City expects that an appropriate number of attorneys and paralegals at all practice levels will be available for assignment to its matters so that matters can be handled in the most efficient manner possible. Further, the City expects that tasks will be performed by the appropriate level attorney (partner or associates) or paralegal. If the **Special Counsel** decides to staff tasks such as document indexing or preparing deposition summaries with associates rather than paralegals without the City's prior permission, the City agrees to pay only at the rate for paralegals.

The City reserves the right to discuss with its outside counsel and approve the particular attorneys who will be assigned to work on each matter. The City also reserves the right to request the removal of any attorney from the City's assignments for any reason.

The City does not agree to pay for excessive in-office consultants between attorneys or attorneys and paralegals, or for administrative meetings with associates and paralegals.

The City does not agree to pay for time spent educating lawyers as a result of the transfer or work between attorneys within the law firm unless approved by the City in advance. A complete or substantially complete transfer of work from an attorney having significant responsibility on a matter to another attorney or attorneys must be approved by the City.

The City does not agree to pay for more than one attorney's attendance at meetings, depositions, conferences or hearings unless the City authorizes such attendance in advance.

Assignment

The services under this contract shall be performed exclusively by **Special Counsel** not by any other member of his firm. **Special Counsel** may assign work under this contract to another person within the firm only with the approval of the Corporation Counsel.

New Jersey Business Registration Requirements

The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001, c.134 (C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L.1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under

a contract with a contracting agency.

Special Provisions

The City reserves the right to terminate the within Agreement at any time for any reason whatsoever, in which event the **Special Counsel** shall be paid for services due up to the date of termination. Thereafter, this Agreement shall be considered null and void with no further rights or obligations emanating therefrom. Unless sooner terminated or renewed this agreement shall end one year commencing on the date this agreement is executed by city officials.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal or caused these presents to be signed by their proper corporate officers and their proper corporate seal hereto affixed the day, month and year above written.

Affirmative Action Plan

- (A) If the contract exceeds \$9,200, it shall also be subject to the Affirmative Action amendments to the "Law Against Discrimination", N.J.S.A. 10:5-31 et seq.
- (B) This contract shall not become effective and special counsel shall provide no services under this contract until he or she has executed the following documents:
 - 1. A supplemental Affirmative Action agreement pursuant to N.J.S.A. 10:5-21 et seq.
 - 2. An Affirmative Action Employee Information Report (form AA-302) (for contracts which exceeds \$9,200).

These documents may be obtained from the department responsible for the administration of this contract. All of the terms and conditions are made part of this contract.

Attest:

City of Jersey City

Robert Byrne
City Clerk

John Kelly
Business Administrator

WITNESS:

John J. Curley, Esq.

John J. Curley, Esq.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-652

Agenda No. 10.Z.4

Approved: AUG 22 2012

TITLE:

RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH CHARLES MONTANGE, ESQ. TO PROVIDE LEGAL COUNSEL REGARDING CONRAIL'S ABANDONMENT OF THE 6TH STREET EMBANKMENT



WHEREAS, the City of Jersey City approved a professional services agreement with Charles Montange, Esq. to provide legal services in connection with Conrail's abandonment of the 6th Street Embankment and to analyze Conrail's compliance with its obligation to offer the abandoned property to the City; and

WHEREAS, the Corporation Counsel determined that it was necessary to engage outside counsel to represent the City in this matter; and

WHEREAS, the agreement provided for an hourly fee of \$200 per hour; and

WHEREAS, due to the complexity of this lawsuit, Mr. Montange has exhausted his contract amount and it is necessary to amend his contract to increase the contract amount by an additional \$50,000; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. (the "Pay-to-Play Law") took effect on January 1, 2006; and

WHEREAS, the City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 (Pay-to-Play Law); and

WHEREAS, Charles Montange, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification; and

WHEREAS, Charles Montange, Esq. has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, in addition Charles Montange, Esq. has signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds are available for the cost of these services in Account No. 04-215-55-887-990.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

1. The contract with Charles Montange, Esq. be increased by an additional \$50,000 for a total amount of \$180,000.
2. The fee for these services shall remain at \$200.00 per hour and all other terms and conditions shall remain in effect.

City Clerk File No. Res. 12-652Agenda No. 10.Z.4 AUG 22 2012

TITLE:

**RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT
WITH CHARLES MONTANGE, ESQ. TO PROVIDE LEGAL COUNSEL
REGARDING CONRAIL'S ABANDONMENT OF THE 6TH STREET
EMBANKMENT**

3. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

4. A copy of this resolution shall be printed in a newspaper of general circulation.

I hereby certify that there are sufficient funds available in Account No. 04-215-55-887-990 for payment of this resolution.

P.O. # 107434

Donna Mauer

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan

Peter M. Brennan, President of Council

Robert Byrne

Robert Byrne, City Clerk



CITY OF JERSEY CITY

Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor

Bill Matsikoudis, Corporation Counsel

August 15, 2012

Council President and Members of the Council
City Council-280 Grove Street
Jersey City, NJ 07302

Re: Resolution authorizing new Contracts with Charles Montange, Esq. and John Curley, Esq. for representation of the City of Jersey City in the 6th Street Embankment Litigation

Dear Council President and Members of the Council:

There are two resolutions on the Council agenda that would authorize the continued representation of Jersey City in the 6th Street Embankment litigation by outside counsel. As the Council is well aware, settlement seemed close some time ago. Settlement discussions continue and I am reasonably optimistic that an agreement can be reached similar to the terms that were authorized by the City Council. Additionally, our position in the litigation has improved. A more detailed analysis of the status of this complex litigation is attached hereto in the letter from Charles Montange, Esq.

Very truly yours,


WILLIAM MATSIKLOUDIS
CORPORATION COUNSEL

WM/igp

c: Jerramiah T. Healy, Mayor
John Kelly, Business Administrator
Robert Byrne, City Clerk

AGREEMENT

This Agreement dated the _____ day of _____, 2012 between the City of Jersey City, a municipal corporation, with offices at 280 Grove Street, Jersey City, New Jersey 07302 ("City") and Charles Montange, Esq., 426 NW 162nd Street, Seattle, Washington 98177. ("Special Counsel").

WITNESSTH, that in consideration of the mutual covenants set forth, the City and Special Counsel agree as follows:

Scope of Agreement

Special Counsel is hereby retained as an independent contractor to provide the City of Jersey City with legal services regarding Conrail's abandonment of the 6th Street Embankment. City acknowledges that Special Counsel is not a member of the New Jersey Bar, and that City shall furnish at City's cost counsel who is a member of the New Jersey Bar promptly to address all questions of New Jersey law raised in, or necessary for the resolution of, any proceeding or activity undertaken to accomplish the goal set forth in this Memorandum. Jersey City acknowledges that Special Counsel from time to time may represent other clients favoring preservation of the 6th Street Embankment and consents to such joint representation.

Affidavit of Services

Special Counsel shall submit a monthly certification of services to the Corporation Counsel. The certification shall specify in detail the services rendered and the time spent on those services all in accordance with N.J.S.A. 40A:5-16. The certification does not need to be notarized.

Consideration

A. For the above services, **Special Counsel** shall be compensated at the rate of \$200 per hour, including expenses for a total amount of \$50,000.

B. The **Special Counsel** shall provide a monthly statement for services rendered. The **Special Counsel** shall submit to the City administration no later than the tenth day of each month an affidavit or certification of services specifying the total number of hours worked/performed during the preceding month. All statements shall be supplemented by the City's voucher. Payment by the City shall be made within thirty (30) days or receipt. A copy of the City's form of voucher is attached.

Billing Practices and Other Guidelines Procedures

Disbursements should be charged only on the basis of the actual direct out-of-pocket cost to the **Special Counsel** including Lexis trans library charges, and billed with sufficient detail to permit assessment of their compliance with the following guidelines: (i) in the case of photocopying, the per page charge not to exceed twenty-five cents (\$.25) per page; and (ii) in the case of facsimile transmittal, the per page charge not to exceed fifty cents (\$.50) per page; charges for mileage and parking shall not be charged to the City. However, reasonable travel expenses may be allowed as required, if approved by the Business Administrator, in advance.

The City will provide **Special Counsel** with the services of third-parties such as court reporters, investigators, consultants, experts, title companies, appraisers, etc., required in order to complete his work.

Assignment

The services under this contract shall be performed exclusively by **Special Counsel**. **Special Counsel** may assign work under this contract to another person within the firm only with the approval of Corporation Counsel or his designee.

New Jersey Business Registration Requirements

Special Counsel represents that as a sole practitioner from out of State, he has no business tax or employer obligations to the State of New Jersey. As such, he has agreed to request as such with the State of New Jersey by filing the attached P.L. 2004 or other appropriate form.

Special Provisions

The City or **Special Counsel** reserves the right to terminate the within Agreement at any time for any reason whatsoever, in which event the **Special Counsel** shall be paid for services due up to the date of termination. Thereafter, this Agreement shall be considered null and void with no further rights or obligations emanating therefrom.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal or caused these presents to be signed by their proper corporate officers and their proper corporate seal hereto affixed the day, month and year above written.

Affirmative Action Plan

- (A) If the contract exceeds \$9,200, it shall also be subject to the Affirmative Action amendments to the "Law Against Discrimination", N.J.S.A. 10:5-31 et seq.
- (B) This contract shall not become effective and special counsel shall provide no services under this contract until he or she has executed the following documents:
 - 1. Minority/Women Business Enterprise Questionnaire for Bidders, attached.
 - 2. An Affirmative Action Employee Information Report (form AA-302) (for contracts which exceeds \$9,200).

These documents may be obtained from the department responsible for the administration of this contract. All of the terms and conditions are made part of this contract.

Attest:

City of Jersey City

Robert Byrne
City Clerk

John Kelly
Business Administrator

WITNESS:

Charles Montange, Esq.

Charles Montange, Esq.

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-653

Agenda No. 10.Z.5

Approved: AUG 22 2012

TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AMENDING THE 2010-2014 CONSOLIDATED PLAN AND MULTIPLE ANNUAL ACTION PLANS TO RE-PROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, on April 21, 2010 the Municipal Council adopted Resolution No. 10-239 authorizing the submission of the 2009-2014 Five Year Consolidated Plan to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, on February 23, 2011 and February 8, 2012, the Municipal Council adopted Resolutions No. 11-102 and 12-082, respectively, authorizing the submission of Annual Application(s) and Action Plan(s); and

WHEREAS, the City is desirous of reallocating \$1,891,298 in Community Development Block Grant (CDBG) funds and \$257,000 in Home Investment Partnerships Program (HOME) funds reprogrammed from fiscal years 2011 and 2012; and

WHEREAS, the City is desirous of re-allocating CDBG and HOME funds as detailed in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that the Mayor or Business Administrator is hereby authorized to execute agreements with organizations identified in Exhibit A and to execute amendments and modifications to the agreements as deemed necessary by the Division of Community Development.

BE IT FURTHER RESOLVED, that subject to review and approval by Corporation Counsel, the Mayor or Business Administrator is hereby authorized to execute mortgages, notes, affordable housing development agreements and such other documents deemed necessary to secure loans and grants made under the City's HUD entitlement grants. The terms and conditions of the aforementioned documents may be negotiated by the Division of Community Development and shall be in accordance with all laws, rules and regulations applicable to the program.

City Clerk File No. Res. 12-653Agenda No. 10.Z.5 AUG 22 2012

TITLE:

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AMENDING THE 2010-2014 CONSOLIDATED PLAN AND MULTIPLE ANNUAL ACTION PLANS TO RE-PROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS

EXHIBIT A

Description			
J.C. Dept. of Public Works (DPW) – Engineering 575 Route 440 Jersey City, NJ Project: ADA Compliance Curb Cuts			
Citywide curb cuts to meet ADA compliance requirements. Allocate \$275,000 from the following account:			
YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – Demolition Rehab	\$275,000	N/A
J.C. Dept. of Public Works (DPW) 575 Route 440 Jersey City, NJ Project: Muhammad Ali Park			
Renovation of pocket park located on Van Nostrand Avenue in Jersey City (low income service area). Previously awarded \$703,801. Additional funds needed due to unforeseen excavation, landscaping and fencing work. Allocate an additional \$100,000 from the following account(s):			
YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – Demolition Rehab	\$25,000	N/A
2012	DCD – Acquisition Rehab	\$75,000	N/A
WomenRising, Inc. 270 Fairmount Avenue Jersey City, NJ Project: Facility Improvements			
Renovation of facility to create 1900 sq. ft. of program space to provide services for primarily low/moderate income clients. Allocate \$300,000 from the following account:			
YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – Acquisition Rehab	\$300,000	N/A
Hudson Community Enterprises 68-70 Tuers Avenue Jersey City, NJ Project: Facility Improvements			
Renovation of facility to create space for the launch of a microfilming business that will create over 50 jobs for disabled adults. Allocate \$250,000 from the following account(s):			
YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – Acquisition Rehab	\$125,000	N/A
2012	DCD – HORP	\$125,000	N/A
Rising Tide Capital (RTC) 334 Martin Luther King Drive Jersey City, NJ Project: Small Business Assistance			
Small Business Assistance program designed to help primarily low/moderate income residents to create and expand small businesses. Previously awarded \$127,500. Allocate an additional \$125,000 from the following account(s):			
YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – HORP	\$100,000	N/A
2012	DCD – Demolition Rehab	\$25,000	N/A

City Clerk File No. Res. 12-653Agenda No. 10.Z.5 AUG 22 2012

TITLE:

Let's Celebrate, Inc.
46 Fairview Avenue
Jersey City, NJ
Project: Facility Improvements

Facility improvements for project that provides emergency food, soup kitchen and other critical services for homeless, special needs and low-income persons. Previously awarded \$95,925. Additional funds needed to address roof and other facility improvements. Allocate an additional \$14,075 from the following account:

YEAR	ACCOUNT	AMOUNT	HUD Activity #
2012	DCD – Demolition Rehab	\$14,075	N/A

Changes In Project Award and Scope

J. C. Redevelopment Agency (JCRA)
30 Montgomery Street – Rm. 900
Jersey City, NJ
Project Name: Jackson Green
Project Address: Orient and Kearney Avenues between Rose Av & MLK Drive (MLK Hub)

New construction of twenty-two (22) single family townhouses of which twelve (12) are for buyers below 80% of Area Median Income (AMI) and ten (10) units are for buyers between 80% to 120% AMI. Previously awarded \$2,154,000 in HOME Investment Partnerships Program (HOME) funds (HUD Activity #1901). Funding and scope are modified as follows:

Original Award
\$2,154,000 (HOME)

Revised Award
\$1,326,777 (HOME) – New Construction
827,223 (CDBG) – Environmental Remediation/Site Improvements

Reprogram \$827,223 from 445-449 Ocean Avenue environmental remediation (HUD Activity #1794 / 2010 & 2012) for Jackson Green environmental remediation/site improvements.

Original Scope
15 L/M units, 7 emerging market units

Revised Scope
12 L/M units, 10 emerging market units

The scope for the following activity has been changed:

Community Asset Preservation Alliance (CAPA)
293 Martin Luther King Drive
Jersey City, NJ

Original Project Scope and Location
Acquisition of mixed use property
151 MLK Drive

Revised Scope and Location
Rehabilitation of mixed use property
153-155 MLK Drive

Note: Previously allocated \$125,000 for 151 MLK Drive.

HOME Investment Partnerships Program (HOME)

Garden State Episcopal CDC (GSECDC)
(Formerly JCECDC)
514 Newark Avenue
Jersey City, NJ
Project: 291-297 Halladay Street (Block 2054, Lots 9, 10, 11.A, 11.B and 15.C)

New construction of four (4) two-family homes for buyers between 60%-80% of Area Median Income (AMI). Additional funds needed to cover unforeseen costs related to site conditions. Previously awarded \$832,889. Allocate an additional \$257,000 from the following account:

YEAR	ACCOUNT	AMOUNT	HUD Activity #
2011	Reprogrammed Funds – Jackson Green	\$257,000	1892

City Clerk File No. Res. 12-653Agenda No. 10.7.5 AUG 22 2012

TITLE:

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AMENDING THE 2010-2014 CONSOLIDATED PLAN AND MULTIPLE ANNUAL ACTION
PLANS TO RE-PROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND
HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS**

SUMMARY OF REPROGRAMMED ACCOUNTS

VENDOR	PROJECT	AMOUNT	ACCOUNT #	P.O. #
J.C. Dept. Public Works – Engineering	ADA Compliance Curb Cuts	\$275,000.	54-200-56-851-632	107455
J.C. Dept. Public Works	Muhammad Ali Park	\$100,000.	54-200-56-851-623	107456
WomenRising, Inc.	Facility Improvements	\$300,000.	54-200-56-851-609	107457
Hudson Community Enterprises	Facility Improvements	\$250,000.	54-200-56-851-518	107458
Rising Tide Capital, Inc.	Small Business Assistance	\$125,000.	54-200-56-851-631	107003
Let's Celebrate, Inc.	Facility Improvements	\$14,075.	54-200-56-851-833	107459
TRF Development Partners (TRF)	Jackson Green	\$827,223.	54-200-56-851-852	107460
Garden State Episcopal CDC	291-297 Halladay St.	\$257,000.	36-200-56-903-715	104792
TOTAL		\$2,148,298.		

I, Donna Mauer, hereby certify that sufficient funds in the amount of \$2,148,298 are available in the above referenced account(s).

Donna Mauer

Donna Mauer
Chief Financial Officer

APPROVED: _____

Cal Gastaldi

[Signature]

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan

Peter M. Brennan, President of Council

Robert Byrne

Robert Byrne, City Clerk

LEGISLATIVE FACT SHEET

This summary sheet is to be attached to any ordinance, resolution, cooperation agreement, or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

FULL TITLE OF ORDINANCE / RESOLUTION / COOPERATION AGREEMENT:

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AMENDING THE 2010-2014 CONSOLIDATED PLAN AND MULTIPLE ANNUAL ACTION PLANS TO RE-PROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS

NAME AND TITLE OF PERSON INITIATING THE RESOLUTION:

Darice Toon, Director, Division of Community Development – 201-547-5304

DESCRIPTION OF THE PROGRAM, PROJECT, PLAN, PURCHASE, ETC.:

Re-allocating CDBG and HOME funds for eligible activities that will benefit primarily low / moderate income persons

ANTICIPATED COMMUNITY BENEFITS OR ASSESSMENT OF DEPARTMENTAL NEED:

Construction of twenty-two (22) single family townhouses, ADA Curb Cuts throughout the City, facility improvements and renovation of a pocket park in a low/moderate income area and revised scope and location of previously awarded projects

COSTS OF PROGRAM OR PURCHASE: (IF EQUIPMENT PURCHASE, WHAT DOES IT REPLACE. HOW WILL THE PROGRAM OR PURCHASE BE FUNDED?):

\$2,148,298

IF CONTRACT, PROJECT OR PLAN DATE OF COMMENCEMENT:

September 2012

ANTICIPATED COMPLETION DATE:

August 2013

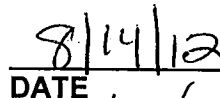
I CERTIFY THE FACTS PRESENTED HEREIN ARE ACCURATE.



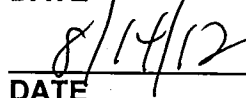
SIGNATURE OF DIVISION DIRECTOR



SIGNATURE OF DEPARTMENT DIRECTOR



DATE



DATE

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-654
Agenda No. 10.Z.6
Approved: AUG 22 2012
TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING AGREEMENTS WITH COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS (CHDO)

COUNCIL
following resolution:

offered and moved adoption of the

WHEREAS, the City of Jersey City is the recipient of HOME Investment Partnerships Program funds from the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, HUD allows participating jurisdictions to use up to 5% of its HOME allocation to provide general operating assistance to Community Housing Development Organizations (CHDOs) that are receiving set-aside funds for an activity; and

WHEREAS, the City set-aside \$70,000 of its FY2012-2013 HOME allocation for CHDO operating costs; and

WHEREAS, on November 11, 2011 the City issued a Request for Applications (RFA) for CHDO certifications and re-certifications; and

WHEREAS, in December 2011, the City authorized a CHDO Agreement with the Jersey City Episcopal CDC (JCECDC), now known as, Garden State Episcopal CDC (GSECDC); and

WHEREAS, given that only two (2) Community Housing Development Organizations (CHDOs): Garden State Episcopal CDC (formerly Jersey City Episcopal CDC) and Morris Canal Redevelopment Area CDC (MCRACDC) were recertified in November 2011, the City is desirous of awarding the 2012 CHDO set-aside of \$70,000 to Garden State Episcopal CDC (\$35,000) and Morris Canal Redevelopment Area CDC (\$35,000) to cover operating expenses.

NOW, THEREFORE, BE IT RESOLVED that the Mayor or Business Administrator is hereby authorized to execute Community Housing Development Organization (CHDO) Operating Agreements with Garden State Episcopal CDC (GSECDC) and Morris Canal Redevelopment Area CDC (MCRACDC) and to execute amendments and modifications to the agreement as deemed necessary by the Division of Community Development (DCD).

TITLE:

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING AGREEMENTS WITH COMMUNITY HOUSING DEVELOPMENT
ORGANIZATIONS (CHDO)**

I, Donna Mauer, hereby certify that sufficient funds in the amount of \$70,000 are available in the Account No. 36-200-56-904-601.

Donna Mauer
Donna Mauer
Chief Financial Officer

SUMMARY OF ACCOUNTS

VENDOR	PROJECT	AMOUNT	ACCOUNT #	P.O. #
Garden State Episcopal CDC	CHDO Operating	\$35,000	36-200-56-904-601	107461
Morris Canal Redevelopment Area CDC	CHDO Operating	\$35,000	36-200-56-904-601	107462
TOTAL		\$70,000		

APPROVED: _____

Carl Gasparich

8/14/12

APPROVED AS TO LEGAL FORM

APPROVED: _____

Business Administrator

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

LEGISLATIVE FACT SHEET

This summary sheet is to be attached to any ordinance, resolution, cooperation agreement, or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

FULL TITLE OF ORDINANCE / RESOLUTION / COOPERATION AGREEMENT:

RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING AGREEMENTS WITH COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS (CHDO)

NAME AND TITLE OF PERSON INITIATING THE RESOLUTION:

Darice Toon, Director, Division of Community Development – 201-547-5304

DESCRIPTION OF THE PROGRAM, PROJECT, PLAN, PURCHASE, ETC.:

Authorizing CHDO agreement(s) between the City of Jersey City and Garden State Episcopal CDC (GSECDC) and Morris Canal Redevelopment Area CDC (MCRACDC)

ANTICIPATED COMMUNITY BENEFITS OR ASSESSMENT OF DEPARTMENTAL NEED:

Cover operating expenses related to affordable housing development projects

COSTS OF PROGRAM OR PURCHASE: (IF EQUIPMENT PURCHASE, WHAT DOES IT REPLACE. HOW WILL THE PROGRAM OR PURCHASE BE FUNDED?):

\$70,000 CHDO Operating Funds

IF CONTRACT, PROJECT OR PLAN DATE OF COMMENCEMENT:

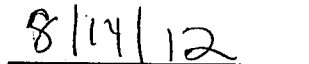
September 2012

ANTICIPATED COMPLETION DATE:


August 2013

I CERTIFY THE FACTS PRESENTED HEREIN ARE ACCURATE.


SIGNATURE OF DIVISION DIRECTOR


DATE


SIGNATURE OF DEPARTMENT DIRECTOR


DATE

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-655

Agenda No. 10.z.7

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO DMR ARCHITECTS, IN CONNECTION WITH ARCHITECTURAL PROGRAMMING, PLANNING AND CONSTRUCTION DOCUMENTS FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELOCATION TO 394 CENTRAL AVENUE, PROJECT NO. 2011-003 FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF ARCHITECTURE

**COUNCIL
RESOLUTION:**

OFFERED AND MOVED ADOPTION OF THE FOLLOWING

WHEREAS, the City of Jersey City (City) requires the services of a professional architectural/engineering firm to provide schematic design, design development, architectural, interior and engineering services and construction documents in connection with the relocation of WIC, PORSCHE, Immunization/Child Health Clinic and Division of Senior Affairs/Sr. Nutrition of the Department of Health and Human Services, Jersey City, New Jersey; and

WHEREAS, the City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq. (New Jersey Local Unit Pay-to Play-Law), and

WHEREAS, the Director of the Department of Public Works has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, DMR Architects, 777 Terrace Avenue, Hasbrouck Heights, New Jersey 07604 possesses the necessary qualifications to undertake this project and has submitted the attached revised proposal dated June 11, 2012 to provide services for a sum not to exceed \$63,000.00; and

WHEREAS, Lloyd A. Rosenberg, A.I.A., has completed and submitted a Business Entity Disclosure Certification which certifies that DMR Architects has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit DMR Architects from making any reportable contributions during the term of the contract; and

WHEREAS, Lloyd A. Rosenberg, A.I.A., has submitted a Chapter 271 Political Contribution Disclosure Certification on behalf of DMR Architects; and

WHEREAS, DMR Architects has submitted its Certification of Compliance with the City's Contractor Pay-to-Play reform Ordinance 08-128, adopted September 3, 2008; and

WHEREAS, funds in the amount of \$63,000.00 are available in Account No. 04-215-55-899-991; and

WHEREAS, the resolution authorizing the award of this agreement and the agreement itself must be available for public inspection.

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Jersey City that:

1. The Mayor or Business Administrator is authorized to execute a Professional Services Agreement, in substantially the form of the attached, with DMR Architects for providing architectural/engineering services related to the relocation of the Department of Health and Human Services for a total contract amount not to exceed \$63,000.00;

City Clerk File No. Res. 12-655Agenda No. 10.7.7 AUG 22 2012

TITLE:

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO DMR ARCHITECTS, IN CONNECTION WITH ARCHITECTURAL PROGRAMMING, PLANNING AND CONSTRUCTION DOCUMENTS FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RELOCATION TO 394 CENTRAL AVENUE, PROJECT NO. 2011-003 FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF ARCHITECTURE

2. The term of the contract shall be for twelve (12) months commencing on the date the contract is executed by City officials;
3. This agreement is awarded without competitive bidding as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.;
4. A copy of this resolution shall be published in a newspaper of general circulation in the City of Jersey City as required by law within ten (10) days of the adoption of the resolution;
5. The award of this contract shall be subject to the condition that DMR Architects provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.; and
6. The Business Entity Disclosure Certification, Chapter 271 Political Contribution Disclosure Certification, Certification of Compliance with the City's Contractor Pay-to-Play Reform Ordinance, and the Determination of Value Certification, attached hereto and incorporated herein by reference, shall be placed on file with this resolution.

I, Donna Mauer, Donna Mauer, hereby certify that funds in the amount of \$63,000.00 are available in Account No. 04-215-55-899-991 for payment of this resolution.

PO #: 107486

APPROVED: _____

APPROVED: _____

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
8/22/12				8/22/12							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

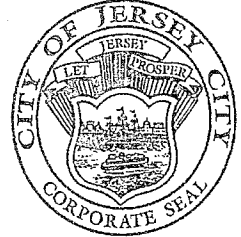
Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-656

Agenda No. 10.Z.8

Approved: AUG 22 2012

TITLE:



RESOLUTION DEPLORING THE ACT OF DOMESTIC TERRORISM IN OAK CREEK, WISCONSIN

COUNCIL AS A WHOLE, offered and moved adoption of the following resolution.

WHEREAS, on August 5, 2012, a mass shooting took place at a Sikh temple in Oak Creek, Wisconsin with a single gunman killing six people and wounding four others; and

WHEREAS, the gunman, Wade Michael Page, a white supremacist committed an act of Domestic Terrorism that has been felt from coast to coast; and

WHEREAS, the Joint Terrorism Task Force investigated the site and determined that the incident was an act of domestic terrorism. Police in Oak Creek turned the investigation over to the FBI; and.

WHEREAS, the incident drew notable reactions from President Barack Obama and India Prime Minister Manmohan Singh and dignitaries attended candlelight vigils in both the U.S. and India; and

WHEREAS, on Monday, August 13, 2012 a candlelight vigil was held in front of City Hall in honor of the victims of the shooting. Jersey City unified that evening to support the Asian/Indian community and deplore the act of domestic terrorism that took place in Wisconsin.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Jersey City deplores the act of domestic terrorism in Oak Creek, Wisconsin.

APPROVED:

APPROVED:

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-657

Agenda No. 10.Z.9

Approved: AUG 22 2012

TITLE:



Commemorating the 11th Anniversary of The Terrorist Attack of September 11, 2001 and Honoring All Victims of 9/11 and the Massacre at the Katyn Forest

WHEREAS, on September 11, 2001, often referred to as 9/11 the foundation of our democracy was shaken by the cowardly attacks on our country. On that day, 19 militants associated with the Islamic extremist group al-Qaeda hijacked four airliners and carried out suicide attacks against targets in the United States; and

WHEREAS, two planes were flown into the towers of the World Trade Center in New York City, a third plane hit the Pentagon just outside Washington, D.C., and the fourth plane crashed in a field in Pennsylvania; and

WHEREAS, the attacks resulted in extensive death. More than 3,000 people were killed including more than 400 police officers and firefighters; and

WHEREAS, on Sunday, September 16, 2012, the Polish American Congress and Katyn Forest Massacre Memorial Committee, Inc. will hold a memorial service to honor the memory of the victims of the horrific terrorist attack of September 11, 2001. It is only fitting and proper to hold the memorial service and wreath laying ceremony at the statue dedicated to the Katyn Forest Massacre; and

WHEREAS, the Katyn Massacre, also known as the Katyn Forest Massacre was a mass execution of Polish nationals carried out by the People's Commissariat for Internal Affairs (NKVD), the Soviet secret police, in April and May 1940. Nearly 22,000 Polish prisoners were rounded up, transported to Katyn Forest and various other sites, and executed. The victims which included army officers, civil servants, landowners, policemen, ordinary soldiers, and prison officers were never tried or presented with any charges.

NOW, THEREFORE BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby applaud the efforts of the Polish American Congress and Katyn Forest Massacre Memorial Committee, Inc.

BE IT FURTHER RESOLVED, that the Municipal Council does hereby join Polish American Congress and Katyn Forest Massacre Memorial Committee, Inc. in commemorating the 11th anniversary of the terrorist attack of September 11, 2001. We hereby honor all victims of 9/11 and the Katyn Forest Massacre and urge all residents to participate in the memorial service honoring the fallen heroes.

G:\WPDOCS\TOLONDA\RESOS\Katyn Forest Memorial - memorial service 09-16-12 - ceremonial.wpd

APPROVED: [Signature]

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required ☐

Not Required ☐

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-658

Agenda No. 10.Z.10

Approved: AUG 22 2012

TITLE:



RESOLUTION APPOINTING NICOLAS J. PADIN, JR. AS AIDE TO COUNCILWOMAN NIDIA R. LOPEZ

COUNCIL AS A WHOLE, offered and moved adoption of the following resolution:

WHEREAS, N.J.S.A. 40:69A-60.1 empowers the Jersey City Municipal Council to appoint aides; and

WHEREAS, Councilwoman Nidia R. Lopez, requests the Municipal Council to appoint **Nicolas J. Padin, Jr.**, of 169 Christopher Columbus Drive, New Jersey as her Aide effective August 21, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City hereby consents to the appointment of **Nicolas J. Padin, Jr. as Aide to Councilwoman Nidia R. Lopez** effective August 21, 2012, at the salary pursuant to law.

G:\WPDOCS\SEAN\Reso\APPOINTMAide to Lopez - Nicolas J. Padin Jr - 8-21-12.wpd

APPROVED:

APPROVED:

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

NICOLAS J. PADIN, JR.

169 CHRISTOPHER COLUMBUS DR.
JERSEY CITY, NJ 07302
TEL.: 434-1880

Phone: (201) 993-8590
Email: njpadin@aol.com

CUSTOMER SERVICE & MANAGEMENT

Dedicated and motivated professional with a strong background in Business Administration, Patient Services, and Customer Support. Years of successful experience consulting on multifaceted projects, streamlining internal processes, and fostering positive relations with a wide range of clients and key business partners. Effectively promoted products and increased revenues by 100%. Consistently recognized for outstanding contributions to the bottom line. Solid reputation for resolving complex issues. Commended for perseverance, efficiency, and timeline management skills.

AREAS OF EXPERTISE

- | | | |
|-----------------------------|-----------------------------|------------------------|
| ▪ Organizational Management | ▪ Data Analysis & Reporting | ▪ Client Relations |
| ▪ Strategic Operations | ▪ Training & Team Building | ▪ Project Coordination |
| ▪ Business Planning | ▪ Budgeting & Cost Control | ▪ Quality Assurance |
| ▪ Credit & Collections | ▪ Account Management | ▪ Process Improvement |

PROFESSIONAL EXPERIENCE

PADIN SERVICES – Jersey City, NJ <i>General Manager</i>	1974-Present
NIELSEN BAINBRIDGE – Paramus, NJ <i>Customer Service Representative</i>	2008-2011
COPD/AIR PRODUCTS – Cedar Grove, NJ <i>Customer Service Representative</i>	2005-2006
OSI – Edison, NJ <i>Collections & Customer Service Representative</i>	1993-2005
MOVADO, CONCORD WATCH CO. – Lyndhurst, NJ <i>Credit & Collections Representative</i>	1988-1993
FORTUNEOFF – Wayne, NJ <i>Group Manager</i>	1998-2000
PALISADES MEDICAL CENTER – North Bergen, NJ <i>Purchasing/Patient Services/Staffing Coordinator</i>	1979-1998

EDUCATION

MONTCLAIR STATE – Upper Montclair, NJ
Business Administration (78 Credits)

SUMMARY OF QUALIFICATIONS

- Vast experience in customer service, collections, and sales support
- Worked closely with nurses, physicians, and other healthcare professionals
- Set up the Home First Alert Program and successfully increased unit sales
- Able to multi-task and work effectively with a large volume of information
- Highly organized and capable of prioritizing workloads to meet deadlines
- Customer service oriented with the ability to identify and address needs
- Motivated, attentive, willing to learn, and productive in team environments
- Possess a thorough knowledge of modern business practices and procedures
- Computer savvy and familiar with many systems and applications
- Licensed Insurance Agent

Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 12-659

Agenda No. 10.Z. 11

Approved: AUG 22 2012

TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), PACIFIC AVENUE FROM COMMUNIPAW AVENUE TO LAFAYETTE STREET BEGINNING 7:30 A.M. AND ENDING 6:30 P.M., SATURDAY, SEPTEMBER 8, 2012 (RAIN DATE: SATURDAY, SEPTEMBER 22, 2012) AT THE REQUEST OF MORRIS CANAL CDC FOR THE PURPOSE OF A COMMUNITY CLEANUP & PRIDE CELEBRATION DAY

WHEREAS, the Division of Engineering, Traffic & Transportation has received an application from the Morris Canal CDC to close Pacific Avenue from Communipaw Avenue to Lafayette Street beginning 7:30 a.m. and ending 6:30 p.m. on Saturday, September 8, 2012 (rain date: Saturday, September 22, 2012) for the purpose of a community cleanup & pride celebration day; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

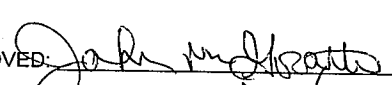
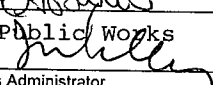
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71, 296-72 and 296-73 and Section 122-8 be waived; and

WHEREAS, the request to close Pacific Avenue does not meet one or more of the requirements set forth in Sections 296-71(A)(B)(C)(D), 296-72(2) and 296-73(D) and Section 122-8(A)(C) as the application for the street closing has been filed by a nonresident and the start time is earlier than what is permitted; and

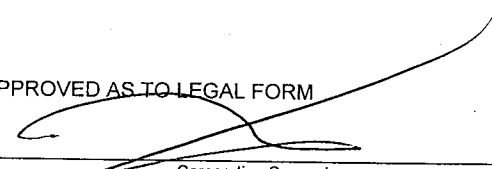
WHEREAS, the closing of the aforementioned streets will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-71, 296-72 and 296-73 and Section 122-8 be waived.

NOW THEREFORE IS IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Pacific Avenue from Communipaw Avenue to Lafayette Street beginning 7:30 a.m. and ending 6:30 p.m. on Saturday, September 8, 2012, (rain date: Saturday, September 22, 2012).

APPROVED: 
Municipal Engineer

APPROVED: 
Director, Dept. of Public Works
APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

CFL:pcl
(08.17.12)

Certification Required ☐

Not Required ☐

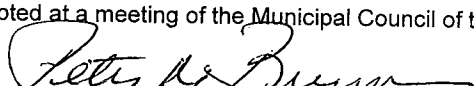
APPROVED 8-0


RECORD OF COUNCIL VOTE ON FINAL PASSAGE 8/22/12											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			LAVARRO	✓		
DONNELLY	✓			FULOP	✓			RICHARDSON	✓		
LOPEZ	✓			MASSEY	ABSENT			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a Municipal Street(s), Pacific Avenue from Communipaw Avenue to Lafayette Street beginning 7:30 a.m. and ending 6:30 p.m., Saturday, September 8, 2012 (rain date: Saturday, September 22, 2012) at the request of the Morris Canal CDC for a community cleanup & pride celebration day.

2. Name and title of person initiating ordinance/resolution, etc.:

Lee D. Klein, P.E., PTOE, Assistant City Engineer, Division of Engineering, Traffic and Transportation, Department of Public Works at the request of June Jones on behalf of the Morris Canal CDC, 360 Communipaw Avenue, JCNJ 07304, 201.915.9600

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Pacific Avenue from Communipaw Avenue to Lafayette Street beginning 7:30 a.m. and ending 6:30 p.m., Saturday, September 8, 2012 (rain date: Saturday, September 22, 2012)

4. Reasons (need) for the proposed program, project, ET

Community cleanup & pride celebration day

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

7. Date proposed program or project will commence:

7:30 a.m. Saturday, September 8, 2012 (rain date: Saturday, September 22, 2012)

8. Anticipated completion date:


6:30 p.m. Saturday, September 8, 2012 (rain date: Saturday, September 22, 2012)

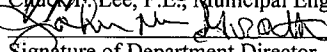
9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Division of Engineering, Traffic and Transportation, Department of Public Works, 201.547.4470

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



Lee D. Klein, P.E., Municipal Engineer


Signature of Department Director

Date
8/17/12

Date

RECREATIONAL EVENT STREET CLOSURE

BLOCK: PACIFIC AV, COMMUNIPAW AV to LAFAYETTE ST

PURPOSE OF EVENT: community cleanup & pride celebration day

BEGINS: 7:30AM

ENDS: 6:30PM

DATE: Saturday, September 8 (rain date Saturday, September 22), 2012

APPLICANT: June Jones

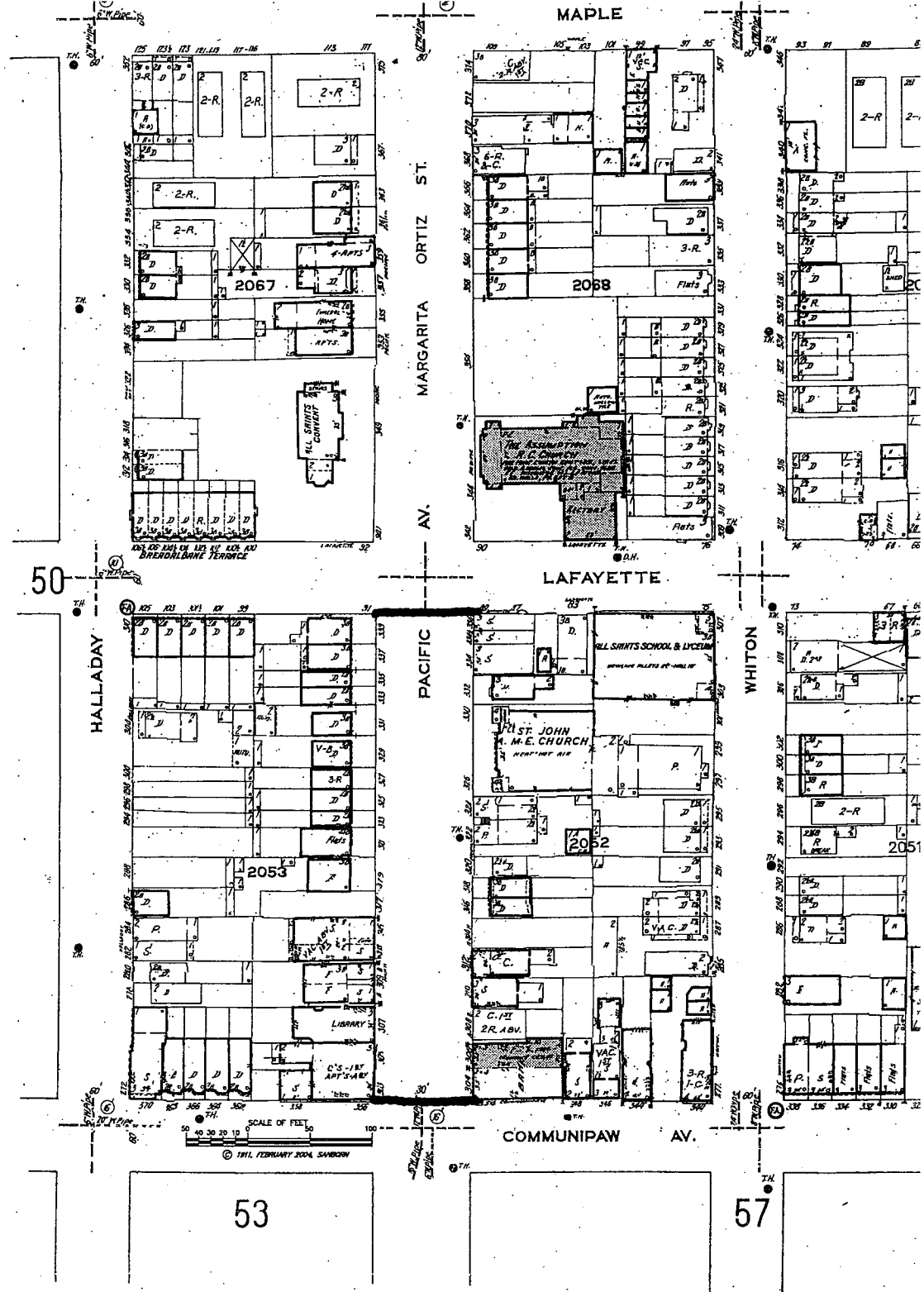
ORGANIZATION : Morris Canal CDC

ADDRESS: 360 Communipaw Av

CITY, STATE, ZIP: Jersey City NJ 07304

PHONE #: 201.915.9600

BEING WAIVED: nonresident, start time



53

57

